

By Legislators Wright and Hebert

PURE WATERS ADMINISTRATIVE BOARD OF THE
ROCHESTER PURE WATERS DISTRICT

Intro. No. R4

RESOLUTION NO. 21R-004 OF 2021

**AUTHORIZING ACCEPTANCE OF ENGINEERING PLANNING GRANT FROM NEW YORK
STATE ENVIRONMENTAL FACILITIES CORPORATION FOR GENESEE VALLEY PUMP
STATION PROJECT**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARD OF THE ROCHESTER
PURE WATERS DISTRICT, as follows:

Section 1. The Pure Waters Administrative Board of the Rochester Pure Waters District hereby authorizes the acceptance of an Engineering Planning Grant from the New York State Environmental Facilities Corporation in an amount up to \$50,000 for the Genesee Valley Pump Station project.

Section 2. This grant requires a local match of 20% (i.e., \$10,000). This \$10,000 match is included in the 2021 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8572010000 Pure Waters Administration.

Section 3. This resolution shall take effect immediately.

File No. 21-0302

ADOPTION: Date: September 14, 2021 Vote: 27-0

By Legislators Wright and Hebert

PURE WATERS ADMINISTRATIVE BOARDS OF THE
ROCHESTER PURE WATERS DISTRICT AND
IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT

Intro. Nos. R5; I2

RESOLUTION NOS. 21R-005; 21I-002 OF 2021

AUTHORIZING CONTRACTS WITH MRB GROUP FOR PROFESSIONAL ENGINEERING SERVICES AND UNIVERSITY OF ROCHESTER FOR GENESEE VALLEY PUMP STATION PROJECT

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARD OF THE ROCHESTER PURE WATERS DISTRICT AND IRONDEQUOIT BAY SOUTH CENTRAL PURE WATERS DISTRICT, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract with MRB Group in the amount of \$346,670 for professional engineering services for the Genesee Valley Pump Station project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or his designee, is hereby authorized to execute a contract with the University of Rochester for financial participation in and the conveyance of interest in real property.

Section 3. Funding for this project, consistent with authorized uses, will be included in capital fund 2009 and in any other capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by Pure Waters District user fees.

Section 4. This resolution shall take effect immediately.

File No. 21-0304

ADOPTION: Date: September 14, 2021

Vote: 27-0

(Legislator Hasman Declared Her Interest Prior to the Vote.)

By Legislators Wright and Hebert

PURE WATERS ADMINISTRATIVE BOARD OF THE
ROCHESTER PURE WATERS DISTRICT

Intro. No. R6

RESOLUTION NO. 21R-006 OF 2021

**AUTHORIZING ACCEPTANCE OF ENGINEERING PLANNING GRANT FROM NEW YORK
STATE ENVIRONMENTAL FACILITIES CORPORATION FOR FRANK E. VAN LARE WATER
RESOURCE RECOVERY FACILITY – RECYCLE IMPROVEMENTS STUDY**

BE IT RESOLVED BY THE PURE WATERS ADMINISTRATIVE BOARD OF THE ROCHESTER
PURE WATERS DISTRICT, as follows:

Section 1. The Pure Waters Administrative Board of the Rochester Pure Waters District hereby authorizes the acceptance of an Engineering Planning Grant from the New York State Environmental Facilities Corporation in an amount up to \$50,000 for the Frank E. Van Lare Water Resource Recovery Facility – Recycle Improvements Study.

Section 2. This grant requires a local match of 20% (i.e., \$10,000). This \$10,000 match is included in the 2021 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000 Rochester Pure Waters District Special Expense Administration.

Section 3. This resolution shall take effect immediately.

File No. 21-0306

ADOPTION: Date: September 14, 2021

Vote: 27-0

By Legislators Dondorfer and Hebert

Intro. No. 394

MOTION NO. 100 OF 2021

PROVIDING THAT LOCAL LAW (INTRO. NO. 354 OF 2021), ENTITLED “REGULATING SALE OF USED CATALYTIC CONVERTERS”, BE LIFTED FROM THE TABLE

BE IT MOVED, that Local Law (Intro. No. 354 of 2021) entitled “Regulating Sale of Used Catalytic Converters” be lifted from the table.

File No. 21-0258.LL

ADOPTION: Date: September 14, 2021

Vote: 24-3

(Legislators Baurath, Morelle, Jr. and Wilcox Voted in the Negative.)

By Legislators Dondorfer and Hebert

Intro. No. 395

MOTION NO. 101 OF 2021

PROVIDING THAT LOCAL LAW (INTRO. NO. 354 OF 2021) ENTITLED “REGULATING SALE OF USED CATALYTIC CONVERTERS”, BE ADOPTED

BE IT MOVED, that Local Law (Intro. No. 354 of 2021) entitled “Regulating Sale of Used Catalytic Converters” be adopted.

File No. 21-0258.LL

ADOPTION: Date: September 14, 2021

Vote: 20-7

(Legislators Bauroth, Baynes, Maffucci, Morelle, Jr., Roman, Wilcox and Yudelson Voted in the Negative.)

By Legislators Wilcox and Morelle, Jr.

Intro. No. 396

MOTION NO. 102 OF 2021

PROVIDING THAT INTRO. NO. 354 OF 2021 BE TABLED

Be It Moved, that Intro. No. 354 of 2021 be, and hereby is, tabled.

File No. 21-0258.LL

FAILED: Date: September 14, 2021

Vote: 9-18

(Legislators Barnhart, Bauroth, Baynes, Hasman, Maffucci, Morelle, Jr., Roman, Wilcox and Yudelson Voted in the Positive.)

LOCAL LAW ENTITLED "TO ESTABLISH THE FOOD DELIVERY FAIRNESS ACT"

BE IT ENACTED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Title

This local law shall be known as the law **"To Establish the Food Delivery Fairness Act"**

Section 2. Definitions

"Restaurant" shall have the same meaning as provided in §569-50 of the Monroe County Code.

"Third-party food delivery service" shall mean any website, mobile application or other internet service that offers or arranges for the sale of food and beverages prepared by, and the same-day delivery and same-day pickup of food and beverages from, restaurants located in the County that are owned and operated by different persons.

Section 3. Listing on Third-Party Food Delivery Service Platforms

1. A third-party food delivery service shall not list, advertise, promote, or sell a restaurant's products, or arrange for the delivery of an order of such products, on a third-party food delivery platform without a valid written agreement with the restaurant authorizing the inclusion of their products on such platform.
2. In the event a third-party food delivery service receives a written request from a restaurant requesting that such restaurant be removed from such third-party food delivery service's application and/or website, such third-party food delivery service shall confirm receipt of such request and remove such restaurant from its application and/or website immediately thereafter.

Section 4. Enforcement

1. In the event that a third-party food delivery platform does not remove a restaurant from its application and/or website after receiving a request to do so from such restaurant within five business days of receiving such request, a restaurant may enforce this Chapter by means of a civil action seeking injunctive relief. The prevailing party in any such action shall be entitled to an award of reasonable attorney fees.

Section 5. Severability

If any clause, sentence, paragraph, section, subdivision or other part of this Local Law or its application shall be adjudged by a Court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or otherwise invalidate the remainder of this Local Law which shall remain in full force and effect except as limited by such order or judgment.

Section 6. Preemption

This section shall be null and void on the day statewide legislation goes into effect, incorporating either the same or substantially similar provisions as are contained in this law, unless state law specifically exempts from preemption earlier enacted local laws in this area. The County Legislature may determine via resolution whether or not identical or substantially similar statewide legislation or pertinent preempting state or federal regulations have been enacted for the purposes of triggering the provisions in this section.

Section 7. Effective Date

This Local Law shall take effect in accordance with the provisions of the Municipal Home Rule Law and the Monroe County Charter.

Agenda/Charter Committee; August 23, 2021 – CV: 4-0

File No. 21-0296.LL

By Legislators Barnhart and Dondorfer

Intro. No. 398

MOTION NO. 103 OF 2021

PROVIDING THAT LOCAL LAW (INTRO. NO. 397 OF 2021) ENTITLED “TO ESTABLISH THE FOOD DELIVERY FAIRNESS ACT”, BE TABLED

BE IT MOVED, that Local Law (Intro. No. 397 of 2021) entitled “To Establish the Food Delivery Fairness Act”, be tabled.

File No. 21-0296.LL

ADOPTION: Date: September 14, 2021

Vote: 27-0

By Legislators Barnhart and Dondorfer

Intro. No. 399

RESOLUTION NO. 284 OF 2021

FIXING A PUBLIC HEARING ON LOCAL LAW (INTRO. NO. 397 OF 2021) ENTITLED "TO ESTABLISH THE FOOD DELIVERY FAIRNESS ACT"

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. That there will be a public hearing at 6:15 P.M. on the 12th day of October, 2021, in the Legislative Chambers in the County Office Building, Rochester, New York on Local Law (Intro. No. 397 of 2021) entitled "To Establish the Food Delivery Fairness Act".

Section 2. The Clerk of the Legislature is directed to give notice of the time and place of this public hearing, and a description of the proposed local law, to the news media within the County, and shall conspicuously post a copy of said notice in the office of the Clerk at least five days before said hearing. In addition, the Clerk shall cause said notice to be published once in the official newspapers of general circulation within the County at least five days before said hearing.

Section 3. This resolution shall take effect upon filing with the Secretary of State pursuant to Section 27 of the New York State Municipal Home Rule Law.

File No. 21-0296.LL

ADOPTION: Date: September 14, 2021 Vote: 27-0

By Legislators Morelle, Jr. and Hebert

Intro. No. 400

MOTION NO. 104 OF 2021

PROVIDING THAT RESOLUTION (INTRO. NO. 371 OF 2021), ENTITLED "APPROVING INCREASE AND IMPROVEMENT OF FACILITIES IN ROCHESTER PURE WATERS DISTRICT – ADD PROJECT ENTITLED "GENESEE VALLEY PUMP STATION;" AND AMENDING THE 2021-2026 CAPITAL IMPROVEMENT PROGRAM, BE LIFTED FROM THE TABLE

BE IT MOVED, that Resolution (Intro. No. 371 of 2021), entitled "APPROVING INCREASE AND IMPROVEMENT OF FACILITIES IN ROCHESTER PURE WATERS DISTRICT – ADD PROJECT ENTITLED "GENESEE VALLEY PUMP STATION;" AND AMENDING THE 2021-2026 CAPITAL IMPROVEMENT PROGRAM, be lifted from the table.

File No. 21-0265

ADOPTION: Date: September 14, 2021 Vote: 27-0

By Legislators Wright, Hebert and Morelle, Jr.

Intro. No. 401

MOTION NO. 105 OF 2021

PROVIDING THAT RESOLUTION (INTRO. NO. 371 OF 2021), ENTITLED "APPROVING INCREASE AND IMPROVEMENT OF FACILITIES IN ROCHESTER PURE WATERS DISTRICT – ADD PROJECT ENTITLED "GENESEE VALLEY PUMP STATION;" AND AMENDING THE 2021-2026 CAPITAL IMPROVEMENT PROGRAM, BE ADOPTED

BE IT MOVED, that Resolution (Intro. No. 371 of 2021), entitled "APPROVING INCREASE AND IMPROVEMENT OF FACILITIES IN ROCHESTER PURE WATERS DISTRICT – ADD PROJECT ENTITLED "GENESEE VALLEY PUMP STATION;" AND AMENDING THE 2021-2026 CAPITAL IMPROVEMENT PROGRAM, be adopted.

File No. 21-0265

ADOPTION: Date: September 14, 2021 Vote: 27-0

By Legislators Wright, Hebert and Morelle, Jr.

Intro. No. 371

RESOLUTION NO. 285 OF 2021

APPROVING INCREASE AND IMPROVEMENT OF FACILITIES IN ROCHESTER PURE WATERS DISTRICT – ADD PROJECT ENTITLED “GENESEE VALLEY PUMP STATION;” AND AMENDING THE 2021-2026 CAPITAL IMPROVEMENT PROGRAM

WHEREAS, the Administrative Board of the Rochester Pure Waters District of the County of Monroe, New York has heretofore duly caused to be prepared, pursuant to Section 268 of the County Law, a map and plan by an engineer duly licensed by the State of New York for a proposed increase and improvement of the facilities of said District, consisting of adding project entitled “Genesee Valley Pump Station,” all as more fully set forth in such map and plan; and

WHEREAS, the County Legislature of the County of Monroe has called a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, and said public hearing held on the 14th day of September, 2021 at 6:16 P.M. in the Legislative Chambers of the County Office Building, Rochester, New York, in said County; and

WHEREAS, notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, said County Legislature has duly considered the evidence given at said public hearing.

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities in the Rochester Pure Waters District, at a maximum estimated cost of \$5,500,000, with 50% of these costs being reimbursed by the University of Rochester, all as more fully described in the preambles hereof.

Section 2. The cost of such increase and improvement shall be assessed against the entire geographic area encompassed by the Rochester Pure Waters District.

Section 3. The expenditure proposed for such improvement of facilities in the Rochester Pure Waters District is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof; and all real property to be assessed for such expenditure will be benefited by the proposed improvements and no benefited property has been excluded.

Section 4. The increase and improvement of facilities in the Rochester Pure Waters District is hereby approved at the maximum amount to be expended.

Section 5. The 2021-2026 Capital Improvement Program is hereby amended to add a project entitled “Genesee Valley Pump Station” with funding in the amount of \$5,500,000 in 2021.

Section 6. The County Executive or the Director of Finance – Chief Financial Officer are hereby authorized to file applications and execute Project Financing Agreements and any other necessary documents as appropriate, for participation in the New York State Water Pollution Control Revolving Loan Fund under

applicable laws of New York State or the Federal Environmental Protection Agency to finance all or a portion of the project. to finance all or a portion of the project.

Section 7. The Clerk of the Legislature is hereby authorized and directed to send certified copies of this resolution to the New York State Department of Audit and Control.

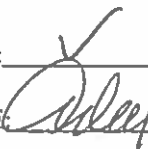
Section 8. The Administrative Board of the Rochester Pure Waters District of said County is hereby directed to proceed with the improvements in the manner set forth in Section 262 of the County Law.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; July 26, 2021 - CV: 7-0
Ways and Means Committee; July 27, 2021 - CV: 10-0
File No. 21-0265

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED:  VETOED: _____
SIGNATURE: Charles Bell DATE: 9/21/2021
EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Morelle, Jr., Hebert and Roman

Intro. No. 402

RESOLUTION NO. 286 OF 2021

BOND RESOLUTION DATED AUGUST 10, 2021

RESOLUTION AUTHORIZING THE ISSUANCE OF \$5,500,000 BONDS OF THE COUNTY OF MONROE, NEW YORK, TO FINANCE THE COST OF THE GENESEE VALLEY PUMP STATION PROJECT IN AND FOR SAID COUNTY, AT AN ESTIMATED MAXIMUM COST OF \$5,500,000

BE IT RESOLVED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE TOTAL VOTING STRENGTH OF THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. For the object or purpose of financing the cost of the Genesee Valley Pump Station Project, consisting of a new sewage pump station and force main, on behalf of the Rochester Pure Waters District, in and for the County of Monroe, New York (the "County"), there are hereby authorized to be issued \$5,500,000 bonds of the County, pursuant to the provisions of the Local Finance Law. The duly adopted current Capital Budget of the County, to the extent inconsistent herewith, is hereby amended to provide for the appropriation of the amount hereby authorized to pay the cost of the aforesaid specific object or purpose. The period of probable usefulness of the aforesaid specific object or purpose is forty (40) years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 2. The maximum estimated cost thereof is \$5,500,000, and the plan for the financing thereof is by the issuance of \$5,500,000 bonds of said County herein authorized; provided, however, that to the extent any state and/or federal aid and/or grant and/or gift is received for the aforesaid purpose, such aid shall be used to redeem any outstanding indebtedness incurred for such purpose or shall be applied, dollar for dollar, to reduce the amount of bonds to be issued for such purpose.

Section 3. The faith and credit of the County are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. To the extent not paid from rates, rents or charges, there shall annually be apportioned and assessed upon the several lots and parcels of land within the District, in the manner provided by law, an amount sufficient to pay the principal of and interest on such obligations becoming due and payable in such year, but if not paid from such sources, all of the taxable real property of the County shall be subject to a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance - Chief Financial Officer, the chief fiscal officer of the County under the Local Finance Law. The Director of Finance - Chief Financial Officer may sell such bonds or notes at public or private sale, at a discount or premium, at fixed or variable rates of interest or at no interest whatsoever, or as capital appreciation bonds, and with such amortization of principal as the Director of Finance - Chief Financial Officer shall determine is most favorable to the County, and in compliance with any rules of the State Comptroller applicable thereto. Such bonds or notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance - Chief Financial Officer, consistent with the provisions of the Local Finance Law. The Director of Finance - Chief Financial Officer may, in the event it is determined to issue

variable rate bonds or notes, enter into such agreements as said officer finds reasonable to facilitate the issuance, sale, resale and repurchase of such bonds or notes, as authorized under Section 54.90 of the Local Finance Law. The Director of Finance - Chief Financial Officer is also authorized to enter into such agreements and take such other action as may be necessary or appropriate and lawful to assure that, to the extent possible, (i) interest on the bonds and notes authorized hereby will not be includable in the gross income, for federal income tax purposes, of the recipients thereof, and (ii) to enable the purchaser thereof to comply with Securities and Exchange Commission Rule 15c2-12. The Director of Finance - Chief Financial Officer is hereby further delegated all powers of this County Legislature with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for such bonds or notes, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

Section 5. All other matters, except as provided herein, relating to such bonds or notes, including prescribing whether manual or facsimile signatures shall appear on said bonds or notes, prescribing the method for the recording of ownership of said bonds or notes, appointing the fiscal agent or agents for said bonds or notes, providing for the printing and delivery of said bonds or notes (and if said bonds or notes are to be executed in the name of the County by only facsimile signatures, providing for the manual countersignature of a fiscal agent or of a designated official of the County), the date, form, denominations, maturities, interest rate or rates, terms of and manner of sale and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Director of Finance - Chief Financial Officer. The Director of Finance - Chief Financial Officer may elect to become the fiscal agent for the bonds or notes, or may contract on behalf of the County for this service pursuant to the Local Finance Law. Such bonds or notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 52.00 of the Local Finance Law, as the Director of Finance - Chief Financial Officer shall determine.

Section 6. The validity of such bonds and bond anticipation notes, as authorized by this resolution, may be contested only if:

- 1) such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and
an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 8. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter and the Clerk of the Legislature is hereby authorized and directed to publish this resolution or a summary hereof to be published, together with a notice attached in substantially the form and in the manner prescribed by Section 81.00 of the Local Finance Law.

Environment and Public Works Committee; July 26, 2021 – CV: 7-0
Ways and Means Committee; July 27, 2021 – CV: 10-0
File No. 21-0265.br

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: Adrian Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Allkofer and Dondorfer

Intro. No. 403

RESOLUTION NO. 287 OF 2021

CONFIRMING APPOINTMENTS TO MONROE COUNTY LIBRARY SYSTEM BOARD OF TRUSTEES

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Article 5, Section 260 of the Education Law of New York State and Section C7-4 of the Monroe County Charter, the following appointments to the Board of Trustees of the Monroe County Library System submitted by Legislature President Dr. Joe Carbone are hereby confirmed:

- Ms. Emily Hessney Lynch residing at 84 Delray Road, Rochester, New York 14610 for a term to be effective immediately and to expire on June 30, 2026.
- Ms. Lois Giess residing at 15 East Boulevard, Rochester, New York 14610 for a term to be effective immediately and to expire on June 30, 2026.
- Ms. Marjorie Shelly residing at 6 Watchman Court, Rochester, New York 14624 for a term to be effective immediately and to expire on June 30, 2026.

Section 2. This resolution shall take effect immediately.

File No. 21-0290

ADOPTION: Date: September 14, 2021

Vote: 27-0

(Legislator Baynes Declared His Interest Prior to the Vote.)

By Legislators Hebert and Dondorfer

Intro. No. 404

RESOLUTION NO. 288 OF 2021

CONFIRMING APPOINTMENTS TO MONROE COUNTY TRAFFIC SAFETY BOARD

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Article 43, Section 1673 of the Vehicle and Traffic Law and Local Law No. 3 of 1970, the following appointments to the Monroe County Traffic Safety Board submitted by Legislature President Dr. Joe Carbone are hereby confirmed:

- Mr. Jeffrey J. Krywy residing at 50 Beresford Road, Rochester, New York 14610 for a term to be effective immediately and to expire on August 31, 2024.
- Mr. Mark Philippy residing at 222 Palmer Road, Churchville, New York 14428 for a term to be effective immediately and to expire on August 31, 2024.
- Mr. Ronald Bajorek residing at 3462 Monroe Avenue, Pittsford, New York 14534 for a term to be effective immediately and to expire on June 30, 2024.

Section 2. This resolution shall take effect immediately.

File No. 21-0291

ADOPTION: Date: September 14, 2021

Vote: 27-0

By Legislators Dondorfer and Brew

Intro. No. 405

RESOLUTION NO. 289 OF 2021

CREATING SPECIAL COMMITTEE TO EXAMINE AND REVISE THE MONROE COUNTY CODE OF ETHICS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby authorizes the creation of a special committee of the County Legislature with the following duties:

- a. To examine and review the Monroe County Code of Ethics;
- b. To provide recommendations for updates to the Monroe County Code of Ethics no later than December 31, 2021.

Section 2. Pursuant to Section 545-21 of the Rules of the Legislature and Section C2-4 of the Monroe County Charter, the Committee shall be comprised of five (5) voting members, appointed by the President of the Legislature:

- a. One (1) voting member shall be a Legislator of the party representing the Majority in the Monroe County Legislature; one (1) voting member shall be a Legislator of the party representing the Minority of the Monroe County Legislature; one (1) voting member shall be the Chairperson of the Monroe County Legislature's Agenda/Charter Committee; one (1) voting member shall be the Ranking Minority Member of the Monroe County Legislature's Agenda/Charter Committee; one (1) voting member shall be a County Legislator of any party recommended by the President of the Legislature.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; August 23, 2021 - 4-0
File No. 21-0292

ADOPTION: Date: September 14, 2021 Vote: 27-0

By Legislators Allkofer, Ancello and Hebert

Intro. No. 406

AMENDING 2021 MONROE COUNTY BUDGET TO TRANSFER FUNDS AND AUTHORIZING INTERMUNICIPAL AGREEMENT WITH TOWN OF MENDON FOR PAVING SERVICES AT COUNTY OWNED PARKING LOT IN LEHIGH VALLEY TRAIL PARK

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The 2021 operating budget is hereby amended to transfer \$63,000 from general fund 9001, funds center 1001020000, Community Contingency Fund to the Department of Parks, general fund 9001, funds center 8802000000, Parks - Operations, to make available sufficient appropriations to pave a County owned parking lot in Lehigh Valley Trail park, adjacent to Route 251, having an approximate address of or near 3865 Rush Mendon Road, Mendon, NY 14506.

Section 2. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement with the Town of Mendon, in an amount not to exceed \$63,000, to perform paving services on a County owned parking lot in Lehigh Valley Trail park, adjacent to Route 251, having an approximate address of or near 3865 Rush Mendon Road, Mendon, NY 14506, for the period of September 1, 2021 through June 1, 2022.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Recreation and Education Committee; August 23, 2021 - CV: 4-1
Intergovernmental Relations Committee; August 24, 2021 - 3-0
Ways and Means Committee; August 24, 2021 - CV: 7-4
File No. 21-0293

By Legislators Allkofer, Baynes, Hebert and Maffucci

Intro. No. 407

MOTION NO. 106 OF 2021

PROVIDING THAT INTRO. NO. 406 OF 2021 BE TABLED

Be It Moved, that Intro. No. 406 of 2021 be, and hereby is, tabled.

File No. 21-0293

ADOPTION: Date: September 14, 2021

Vote: 27-0

By Legislators Dondorfer and Wright

Intro. No. 408

RESOLUTION NO. 290 OF 2021

**CONFIRMING APPOINTMENTS AND REAPPOINTMENT TO MONROE COUNTY
RECYCLING ADVISORY COMMITTEE**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with Monroe County Code Section 347-32, the following appointments and reappointment to the Monroe County Recycling Advisory Committee, with all terms to commence July 1, 2021 and expire June 30, 2023, are hereby confirmed:

President of the Legislature Appointment

Andrea Cusenz
Foodlink
1999 Mount Read Boulevard
Rochester, New York 14615

President of the Legislature Reappointment

Dennis Zink
1151 Brooktree Lane
Webster, New York 14580

Legislature Appointment (recommended by Majority Leader)

Christopher Foote
Wegmans Food Markets
100 Wegmans Market Street
Rochester, New York 14624

Section 2. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Agenda/Charter Committee; August 23, 2021 - CV: 4-0
Environment & Public Works Committee; August 23, 2021 - CV: 7-0
File No. 21-0298

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Colin Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Wright and Hebert

Intro. No. 409

RESOLUTION NO. 291 OF 2021

AUTHORIZING CONTRACT WITH CAUSEWAVE COMMUNITY PARTNERS, INC. FOR IMPLEMENTATION OF STORMWATER COMMUNITY EDUCATION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Causewave Community Partners, Inc. for implementation of the Stormwater Community Education Program in the amount of \$60,000 for the period of January 1, 2021 through December 31, 2021, with the option to renew for four (4) additional one-year terms in an amount not to exceed \$60,000 per year.

Section 2. Funding for this contract is included in trust fund 9626, Stormwater Coalition Dues.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 23, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0299

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Quincy Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Wright, Keller, Dondorfer and Morelle, Jr.

Intro. No. 410

RESOLUTION NO. 292 OF 2021

CLASSIFICATION OF ACTION AND DETERMINATION OF SIGNIFICANCE PURSUANT TO STATE ENVIRONMENTAL QUALITY REVIEW ACT FOR GENESEE VALLEY PUMP STATION PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Monroe County Legislature determines that the Genesee Valley Pump Station Project is an Unlisted action.

Section 2. Monroe County shall serve as Lead Agency pursuant to a coordinated review.

Section 3. The Monroe County Legislature determines that, to the extent consideration of the Project without also reviewing the University of Rochester's potential expansion of its emergency medical facilities (the "Emergency Room Expansion") constitutes segmentation, segmentation is warranted under these circumstances pursuant to 6 NYCRR § 617.3(g)(I) for the following reasons:

- a. The Project is functionally independent from the Emergency Room Expansion. The Project is necessary to provide relief to and restore capacity in the Pure Waters Sewer District, and will benefit the sewershed regardless of whether the emergency room is ever approved and construction.
- b. Information on the Emergency Room Expansion is speculative and may not occur; and
- c. The Emergency Room Expansion is currently expected to exceed the thresholds of 6 NYCRR § 617.4 and therefore will be reviewed as a Type I action. Reviewing the potential impacts of the Project separately from the full environmental assessment and, if necessary, environmental impact statement for the Emergency Room Expansion will be no less protective of the environment.

Section 4. The Monroe County Legislature has reviewed and considered the Full Environmental Assessment Form dated July 9, 2021 and has considered the potential environmental impacts of the Genesee Valley Pump Station Project pursuant to the requirements of State Environmental Quality Review Act and has found that the proposed action will not result in any significant adverse environmental impacts. The Monroe County Legislature hereby issues and adopts the Negative Declaration attached hereto and made a part hereof and determines that an environmental impact statement is not required.

Section 5. The County Executive, or his designee, is hereby authorized to take such actions to comply with the requirements of the State Environmental Quality Review Act, including without limitation, the execution of documents and the filing, distribution and publication of the documents required under the State Environmental Quality Review Act, and any other actions to implement the intent of this resolution.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

File No. 21-0300

ADOPTION: Date: September 14, 2021

Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Odaf Rollo DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

**Full Environmental Assessment Form
Part 1 - Project and Setting**

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Genesee Valley Pump Station & Forcemain		
Project Location (describe, and attach a general location map): Genesee Valley Park near Roundhouse Pavilion and Genesee Waterways Center (43d07'20", 77d38'04")		
Brief Description of Proposed Action (include purpose or need): The project includes construction of a sanitary sewer pump station, within property owned by the University of Rochester, which will be capable of conveying approximately 3.5 million gallons per day (MGD). The pump station will be constructed within a proposed easement or property to be conveyed to Monroe County from the University of Rochester. The project also includes installation of a approximately 1,490 linear foot sanitary sewer facilities from the proposed pump station in a north west direction, through parklands owned by the City of Rochester, and under the Genesee River to a 54-inch sanitary sewer force main located on the west side of the Genesee River. The proposed underground force main, which will be constructed within parklands will be contained within an approximate 30' wide easement, and the area will remain as parkland. A Parkland Alienation process will be completed prior to construction to receive approval for work within parklands. The project also includes an approximate 1,500 foot extension of the existing IBSCPVD Brighton No. 5 pump station force main to the new sanitary sewer force main. The force main extension will be contained within an easement on property owned by the University of Rochester. The project purpose is to relieve the existing 24" sewer of peak sanitary sewer flows.		
Name of Applicant/Sponsor: Monroe County	Telephone: 585-753-7511	E-Mail: MCDES@monroecounty.gov
Address: 7100 City Place, 50 West Main Street		
City/PO: Rochester	State: New York	Zip Code: 14614
Project Contact (if not same as sponsor; give name and title/role): Joseph VanKerkhove, P.E.	Telephone: (585) 753-7544	E-Mail: JosephVankerkhove@monroecounty.gov
Address: 7100 City Place, 50 W Main Street		
City/PO: Rochester	State: New York	Zip Code: 14614
Property Owner (if not same as sponsor): City of Rochester Dept. of Environmental Services	Telephone: (585) 428-6855	E-Mail: Norman.Jones@CityofRochester.Gov
Address: 30 Church Street, Room 300B		
City/PO: Rochester	State: New York	Zip Code: 14614

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Counsel, Town Board, <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees	City of Rochester Council	
b. City, Town or Village Planning Board or Commission <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
c. City, Town or Village Zoning Board of Appeals <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
d. Other local agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	City of Rochester	
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	MCDES, MC Parks, MCDOH, MCDPD, MCPB, RPWD, IBSCPWD	
f. Regional agencies <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
g. State agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	NYSDEC, NYS SHPO, NYSEFC, NYPA (NYS Canal Corp.), NYS DOS, NYS Comptroller	
h. Federal agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	US ACOE	
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Watervay?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> If Yes, complete sections C, F and G. If No, proceed to question C.2 and complete all remaining sections and questions in Part I 	
C.2. Adopted land use plans.	
a. Do any municipally-adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s): <u>NYS Heritage Areas, West Erie Canal Corridor, and City of Rochester Local Waterfront Revitalization Program</u>	
c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s): <u>The project is partially located within the City of Rochester Genesee Valley Park.</u>	

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
 If Yes, what is the zoning classification(s) including any applicable overlay district?
O-S Open Space District, O-A Overlay Airport District

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
 If Yes,
 i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? Rochester City School District

b. What police or other public protection forces serve the project site?
RPD, MCSO

c. Which fire protection and emergency medical services serve the project site?
RFD, BFD, AMR, BVA

d. What parks serve the project site?
Genesee Valley Park

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Municipal utility project

b. a. Total acreage of the site of the proposed action? 6+/- acres
 b. Total acreage to be physically disturbed? 0.1+/- acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 590+/- acres

c. Is the proposed action an expansion of an existing project or use? Yes No
 i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % .001 (expand LF of pipe) Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
 If Yes,
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) _____
 ii. Is a cluster/conservation layout proposed? Yes No
 iii. Number of lots proposed? _____
 iv. Minimum and maximum proposed lot sizes? Minimum _____ Maximum _____

e. Will the proposed action be constructed in multiple phases? Yes No
 i. If No, anticipated period of construction: 6+/- months
 ii. If Yes:
 • Total number of phases anticipated _____
 • Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
 • Anticipated completion date of final phase _____ month _____ year
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	_____	_____	_____	_____
At completion of all phases	_____	_____	_____	_____

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

i. Total number of structures 1

ii. Dimensions (in feet) of largest proposed structure: 12 height; 20 width; and 20 length

iii. Approximate extent of building space to be heated or cooled: 400 square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

i. Purpose of the impoundment: _____

ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____

iii. If other than water, identify the type of impounded/contained liquids and their source. _____

iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres

v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length

vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) Yes No
 If Yes:

i. What is the purpose of the excavation or dredging? excavation for the pump station wet well and diversion structure

ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?

- Volume (specify tons or cubic yards): +/- 225 CY
- Over what duration of time? +/- 6 months

iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them.
existing native soil disposed as required

iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. if dewatering is necessary, it will be discharged to a sanitary sewer system.

v. What is the total area to be dredged or excavated? _____ approximately 0.02 acres

vi. What is the maximum area to be worked at any one time? _____ approximately 0.02 acres

vii. What would be the maximum depth of excavation or dredging? _____ approximately 25 feet

viii. Will the excavation require blasting? Yes No

ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): Genesee River - NYSDEC ID of 0401-0001

ii Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:
Proposed action involves directional drilling underneath the Genesee River. Because the pipeline will be directionally drilled, no actual impacts are anticipated.

iii Will the proposed action cause or result in disturbance to bottom sediments? Yes No
 If Yes, describe: _____

iv Will the proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v Describe any proposed reclamation/mitigation following disturbance: _____
No reclamation/mitigation is anticipated to be needed. If required, proposed action will follow NYSDEC and US ACOE guidance.

c. Will the proposed action use, or create a new demand for water? Yes No
 If Yes:

i Total anticipated water usage/demand per day: _____ gallons/day

ii Will the proposed action obtain water from an existing public water supply? Yes No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii Will line extension within an existing district be necessary to supply the project? Yes No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv Is a new water supply district or service area proposed to be formed to serve the project site? Yes No

If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No

If Yes:

i Total anticipated liquid waste generation per day: _____ gallons/day

ii Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____

iii Will the proposed action use any existing public wastewater treatment facilities? Yes No

If Yes:

- Name of wastewater treatment plant to be used: Frank E Van Lare WRRF
- Name of district: Rochester Pure Waters District
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

• Do existing sewer lines serve the project site? Yes No
 • Will a line extension within an existing district be necessary to serve the project? Yes No
 If Yes:
 • Describe extensions or capacity expansions proposed to serve this project: _____
 The project is a line extension of approximately 1,490LF (see project description)

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:
 • Applicant/sponsor for new district: _____
 • Date application submitted or anticipated: _____
 • What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:
 i. How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or _____ acres (impervious surface)
 _____ Square feet or _____ acres (parcel size)
 ii. Describe types of new point sources. _____

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?

 • If to surface waters, identify receiving water bodies or wetlands: _____

 • Will stormwater runoff flow to adjacent properties? Yes No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:
 i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)

 ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)

 iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:
 i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
 ii. In addition to emissions as calculated in the application, the project will generate:
 • _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 • _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 • _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No
 If Yes:
 i. Estimate methane generation in tons/year (metric): _____
 ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No
 If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No
 If Yes:
 i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____
 ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____
 iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____
 iv. Does the proposed action include any shared use parking? Yes No
 v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____
 vi. Are public/private transportation service(s) or facilities available within 1/2 mile of the proposed site? Yes No
 vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No
 viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No
 If Yes:
 i. Estimate annual electricity demand during operation of the proposed action: _____
 ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____
 iii. Will the proposed action require a new, or an upgrade, to an existing substation? Yes No

l. Hours of operation. Answer all items which apply.
 i. During Construction:
 • Monday - Friday: _____ 7 AM - 5 PM _____
 • Saturday: _____ N/A _____
 • Sunday: _____ N/A _____
 • Holidays: _____ N/A _____
 ii. During Operations:
 • Monday - Friday: _____ Continuous operation _____
 • Saturday: _____ Continuous operation _____
 • Sunday: _____ Continuous operation _____
 • Holidays: _____ Continuous operation _____

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No
 If yes:
 i. Provide details including sources, time of day and duration:
 Construction may result in a temporary increases in noise. _____

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No
 Describe: Project may require removal of trees or vegetation within the area of disturbance

n. Will the proposed action have outdoor lighting? Yes No
 If yes:
 i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No
 Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No
 If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures:
A temporary increase in odors may occur during construction, however no permanent impacts are anticipated

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No
 If Yes:
 i. Product(s) to be stored _____
 ii. Volume(s) _____ per unit time _____ (e.g., month, year)
 iii. Generally, describe the proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No
 If Yes:
 i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No
 If Yes:
 i. Describe any solid waste(s) to be generated during construction or operation of the facility:
 • Construction: _____ tons per _____ (unit of time)
 • Operation: _____ tons per _____ (unit of time)
 ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:
 • Construction: _____
 • Operation: _____

iii. Proposed disposal methods/facilities for solid waste generated on-site:
 • Construction: _____
 • Operation: _____

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No
 If Yes:
 i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____
 ii. Anticipated rate of disposal/processing:
 • _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
 • _____ Tons/hour, if combustion or thermal treatment
 iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No
 If Yes:
 i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

 ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

 iii. Specify amount to be handled or generated _____ tons/month
 iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No
 If Yes: provide name and location of facility: _____

 If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.
 i. Check all uses that occur on, adjoining and near the project site.
 Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Aquatic Other (specify): Parkland
 ii. If mix of uses, generally describe:
Proposed action is located within a park within the City of Rochester. Project includes parkland alienation for sanitary sewer easement (+/- 30 ft width)

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	0	01	01
• Forested			
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)			
• Agricultural (includes active orchards, field, greenhouse etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)	1+/-	1+/-	0+/-
• Wetlands (freshwater or tidal)			
• Non-vegetated (bare rock, earth or fill)			
• Other Describe: _____			

c. Is the project site presently used by members of the community for public recreation? Yes No
 i. If Yes: explain: Project site is a public park.

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
 If Yes,
 i. Identify Facilities:
Strong Memorial Hospital, Ronald McDonald House

e. Does the project site contain an existing dam? Yes No
 If Yes:
 i. Dimensions of the dam and impoundment:
 • Dam height: _____ feet
 • Dam length: _____ feet
 • Surface area: _____ acres
 • Volume impounded: _____ gallons OR acre-feet
 ii. Dam's existing hazard classification: _____
 iii. Provide date and summarize results of last inspection:

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
 If Yes:
 i. Has the facility been formally closed? Yes No
 • If yes, cite sources/documentation: _____
 ii. Describe the location of the project site relative to the boundaries of the solid waste management facility:

 iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
 If Yes:
 i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred:

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
 If Yes:
 i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes - Spills Incidents database Provide DEC ID number(s): 11 records closed/see attached documents
 Yes - Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
 ii. If site has been subject of RCRA corrective activities, describe control measures: _____
 iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
 If yes, provide DEC ID number(s): _____
 iv. If yes to (i), (ii) or (iii) above, describe current status of site(s):
All NYSDEC spill incident files are listed as closed.

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: N/A
- Describe the type of institutional control (e.g., deed restriction or easement): City of Rochester Zoning
- Describe any use limitations: Zoning for Parkland
- Describe any engineering controls: N/A
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

The project involves installation of an underground sewer facilities and conveyance of a sanitary sewer easement. Any alterations to the parkland will be minor and temporary.

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ >65+/- feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

<u>Urban land - Ub</u>	_____	_____	<u>80</u> %
<u>Water - W</u>	_____	_____	<u>20</u> %
			_____ %

d. What is the average depth to the water table on the project site? Average: 5.2+/- feet

e. Drainage status of project site soils: Well Drained: _____ % of site
 Moderately Well Drained: 100 % of site
 Poorly Drained: _____ % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: 100 % of site
 10-15%: _____ % of site
 15% or greater: _____ % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No
 If Yes to either i or ii, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name Genesee River 820-2 Classification B
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name Federal waters Approximate Size _____
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____
 Name-Pollutants-Uses Genesee River, Lower, Main Stem-Pathogens Nutrients Sil/Sediment Priority Organics Pesticides-Fish Consumption, Public...

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100-year Floodplain? Yes No

k. Is the project site in the 500-year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: _____

m. Identify the predominant wildlife species that occupy or use the project site:

Deer _____	Squirrels _____	Chipmunks _____
Various birds _____	Various fish _____	Frogs _____
Foxes _____		

n. Does the project site contain a designated significant natural community? Yes No

If Yes:

i. Describe the habitat/community (composition, function, and basis for designation): _____

ii. Source(s) of description or evaluation: _____

iii. Extent of community/habitat:

- Currently: _____ acres
- Following completion of project as proposed: _____ acres
- Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? Yes No

If Yes:

i. Species and listing (endangered or threatened) _____

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? Yes No

If Yes:

i. Species and listing: _____

The project location is within a mussel screening stream (Genesee River) that contains the potential for S1 & S2 freshwater mussels (which are not listed by NYSDEC). No impact is currently expected, but will be confirmed through a geotechnical investigation.

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? Yes No

If yes, give a brief description of how the proposed action may affect that use: _____

Construction may temporarily reduce access to fishing areas. No permanent negative impacts are anticipated.

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No

If Yes, provide county plus district name/number: _____

b. Are agricultural lands consisting of highly productive soils present? Yes No

i. If Yes: acreage(s) on project site? _____

ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? Yes No

If Yes:

i. Nature of the natural landmark: Biological Community Geological Feature

ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No

If Yes:

i. CEA name: Not named

ii. Basis for designation: Environmentally sensitive

iii. Designating agency and date: City of Rochester, March 14, 1986

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? Yes No

If Yes:

i. Nature of historic/archaeological resource: Archaeological Site Historic Building or District

ii. Name: New York State Barge Canal Historic District

iii. Brief description of attributes on which listing is based: Historic Infrastructure

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? Yes No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? Yes No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? Yes No

If Yes:

i. Identify resource: Genesee River, NYS Barge Canal, Genesee Valley Park

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): River, historic district, park

iii. Distance between project and resource: _____ miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? Yes No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? Yes No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

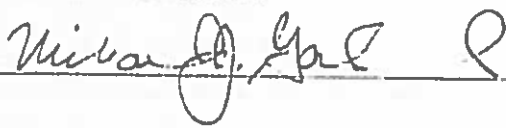
If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Monroe County

Date July 9, 2021

Signature 

Title Director of Environmental Services

PRINT FORM

Full Environmental Assessment Form
Part 2 - Identification of Potential Project Impacts

Agency Use Only (If applicable)
 Project: Genesee Valley Pump Station & Forcemain
 Date: August 9 2021

Part 2 is to be completed by the lead agency. Part 2 is designed to help the lead agency inventory all potential resources that could be affected by a proposed project or action. We recognize that the lead agency's reviewer(s) will not necessarily be environmental professionals. So, the questions are designed to walk a reviewer through the assessment process by providing a series of questions that can be answered using the information found in Part 1. To further assist the lead agency in completing Part 2, the form identifies the most relevant questions in Part 1 that will provide the information needed to answer the Part 2 question. When Part 2 is completed, the lead agency will have identified the relevant environmental areas that may be impacted by the proposed activity.

If the lead agency is a state agency and the action is in any Coastal Area, complete the Coastal Assessment Form before proceeding with this assessment.

Tips for completing Part 2:

- Review all of the information provided in Part 1.
- Review any application, maps, supporting materials and the Full EAF Workbook.
- Answer each of the 18 questions in Part 2.
- If you answer "Yes" to a numbered question, please complete all the questions that follow in that section.
- If you answer "No" to a numbered question, move on to the next numbered question.
- Check appropriate column to indicate the anticipated size of the impact.
- Proposed projects that would exceed a numeric threshold contained in a question should result in the reviewing agency checking the box "Moderate to large impact may occur."
- The reviewer is not expected to be an expert in environmental analysis.
- If you are not sure or undecided about the size of an impact, it may help to review the sub-questions for the general question and consult the workbook.
- When answering a question consider all components of the proposed activity, that is, the "whole action".
- Consider the possibility for long-term and cumulative impacts as well as direct impacts.
- Answer the question in a reasonable manner considering the scale and context of the project.

1. Impact on Land Proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1) <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES <i>If "Yes", answer questions a - j. If "No", move on to Section 2.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may involve construction on land where depth to water table is less than 3 feet.	E2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may involve construction on slopes of 15% or greater.	E2f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve construction on land where bedrock is exposed, or generally within 5 feet of existing ground surface.	E2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve the excavation and removal of more than 1,000 tons of natural material.	D2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may involve construction that continues for more than one year or in multiple phases.	D1e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).	D2e, D2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action is, or may be, located within a Coastal Erosion hazard area.	B1i	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____ _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>

2. Impact on Geological Features
 The proposed action may result in the modification or destruction of, or inhibit access to, any unique or unusual land forms on the site (e.g., cliffs, dunes, minerals, fossils, caves). (See Part 1. E.2.g) NO YES
If "Yes", answer questions a - c. If "No", move on to Section 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Identify the specific land form(s) attached: _____	E2g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may affect or is adjacent to a geological feature listed as a registered National Natural Landmark. Specific feature: _____	E3c	<input type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

3. Impacts on Surface Water
 The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h) NO YES
If "Yes", answer questions a - l. If "No", move on to Section 4.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may create a new water body.	D2b, D1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in an increase or decrease of over 10% or more than a 10 acre increase or decrease in the surface area of any body of water.	D2b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may involve dredging more than 100 cubic yards of material from a wetland or water body.	D2a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.	E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.	D2a, D2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may include construction of one or more intake(s) for withdrawal of water from surface water.	D2c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may include construction of one or more outfall(s) for discharge of wastewater to surface water(s).	D2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.	D2e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.	E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may involve the application of pesticides or herbicides in or around any water body.	D2q, E2h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may require the construction of new, or expansion of existing, wastewater treatment facilities.	D1a, D2d	<input checked="" type="checkbox"/>	<input type="checkbox"/>

I. Other impacts: _____ _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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4. Impact on groundwater The proposed action may result in new or additional use of ground water, or may have the potential to introduce contaminants to ground water or an aquifer. (See Part 1. D.2.a, D.2.c, D.2.d, D.2.p, D.2.q, D.2.t) <i>If "Yes", answer questions a - h. If "No", move on to Section 5.</i>	<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
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	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may require new water supply wells, or create additional demand on supplies from existing water supply wells.	D2c	<input type="checkbox"/>	<input type="checkbox"/>
b. Water supply demand from the proposed action may exceed safe and sustainable withdrawal capacity rate of the local supply or aquifer. Cite Source: _____	D2c	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may allow or result in residential uses in areas without water and sewer services.	D1a, D2c	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may include or require wastewater discharged to groundwater.	D2d, E2l	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the construction of water supply wells in locations where groundwater is, or is suspected to be, contaminated.	D2c, E1f, E1g, E1h	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may require the bulk storage of petroleum or chemical products over ground water or an aquifer.	D2p, E2l	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may involve the commercial application of pesticides within 100 feet of potable drinking water or irrigation sources.	E2h, D2q, E2l, D2c	<input type="checkbox"/>	<input type="checkbox"/>
h: Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

5. Impact on Flooding The proposed action may result in development on lands subject to flooding. (See Part 1. E.2) <i>If "Yes", answer questions a - g. If "No", move on to Section 6.</i>	<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
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	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in development in a designated floodway.	E2i	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in development within a 100 year floodplain.	E2j	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in development within a 500 year floodplain.	E2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in, or require, modification of existing drainage patterns.	D2b, D2e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may change flood water flows that contribute to flooding.	D2b, E2i, E2j, E2k	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. If there is a dam located on the site of the proposed action, is the dam in need of repair, or upgrade?	E1e	<input checked="" type="checkbox"/>	<input type="checkbox"/>

g. Other impacts: _____ _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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6. Impacts on Air
 The proposed action may include a state regulated air emission source. NO YES
 (See Part 1. D.2.f., D.2.h, D.2.g)
 If "Yes", answer questions a - f. If "No", move on to Section 7.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. If the proposed action requires federal or state air emission permits, the action may also emit one or more greenhouse gases at or above the following levels: i. More than 1000 tons/year of carbon dioxide (CO ₂) ii. More than 3.5 tons/year of nitrous oxide (N ₂ O) iii. More than 1000 tons/year of carbon equivalent of perfluorocarbons (PFCs) iv. More than .045 tons/year of sulfur hexafluoride (SF ₆) v. More than 1000 tons/year of carbon dioxide equivalent of hydrochlorofluorocarbons (HFCs) emissions vi. 43 tons/year or more of methane	D2g D2g D2g D2g D2g D2h	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
b. The proposed action may generate 10 tons/year or more of any one designated hazardous air pollutant, or 25 tons/year or more of any combination of such hazardous air pollutants.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may require a state air registration, or may produce an emissions rate of total contaminants that may exceed 5 lbs. per hour, or may include a heat source capable of producing more than 10 million BTU's per hour.	D2f, D2g	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may reach 50% of any of the thresholds in "a" through "c", above.	D2g	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in the combustion or thermal treatment of more than 1 ton of refuse per hour.	D2s	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

7. Impact on Plants and Animals
 The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q.) NO YES
 If "Yes", answer questions a - j. If "No", move on to Section 8.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may cause reduction in population or loss of individuals of any threatened or endangered species, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.	E2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may cause reduction in population, or loss of individuals, of any species of special concern or conservation need, as listed by New York State or the Federal government, that use the site, or are found on, over, or near the site.	E2p	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in a reduction or degradation of any habitat used by any species of special concern and conservation need, as listed by New York State or the Federal government.	E2p	<input checked="" type="checkbox"/>	<input type="checkbox"/>

e. The proposed action may diminish the capacity of a registered National Natural Landmark to support the biological community it was established to protect.	E3c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result in the removal of, or ground disturbance in, any portion of a designated significant natural community. Source: _____	E2n	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may substantially interfere with nesting/breeding, foraging, or over-wintering habitat for the predominant species that occupy or use the project site.	E2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action requires the conversion of more than 10 acres of forest, grassland or any other regionally or locally important habitat. Habitat type & information source: _____	E1b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. Proposed action (commercial, industrial or recreational projects, only) involves use of herbicides or pesticides.	D2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. Other impacts: _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>

8. Impact on Agricultural Resources			
The proposed action may impact agricultural resources. (See Part I, E.3.a. and b.)		<input checked="" type="checkbox"/> NO	<input type="checkbox"/> YES
<i>If "Yes", answer questions a - h. If "No", move on to Section 9.</i>			
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may impact soil classified within soil group 1 through 4 of the NYS Land Classification System.	E2c, E3b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may sever, cross or otherwise limit access to agricultural land (includes cropland, hayfields, pasture, vineyard, orchard, etc).	E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in the excavation or compaction of the soil profile of active agricultural land.	E3b	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may irreversibly convert agricultural land to non-agricultural uses, either more than 2.5 acres if located in an Agricultural District, or more than 10 acres if not within an Agricultural District.	E1b, E3a	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may disrupt or prevent installation of an agricultural land management system.	E1 a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action may result, directly or indirectly, in increased development potential or pressure on farmland.	C2c, C3, D2c, D2d	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed project is not consistent with the adopted municipal Farmland Protection Plan.	C2c	<input type="checkbox"/>	<input type="checkbox"/>
h. Other impacts: _____		<input type="checkbox"/>	<input type="checkbox"/>

9. Impact on Aesthetic Resources The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part I. E.1.a, E.1.b, E.3.h.) <i>If "Yes", answer questions a - g. If "No", go to Section 10.</i>			
		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Proposed action may be visible from any officially designated federal, state, or local scenic or aesthetic resource.	E3h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the obstruction, elimination or significant screening of one or more officially designated scenic views.	E3h, C2b	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may be visible from publicly accessible vantage points: i. Seasonally (e.g., screened by summer foliage, but visible during other seasons) ii. Year round	E3h	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
d. The situation or activity in which viewers are engaged while viewing the proposed action is: i. Routine travel by residents, including travel to and from work ii. Recreational or tourism based activities	E3h E2q, E1c	<input checked="" type="checkbox"/> <input checked="" type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>
e. The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.	E3h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. There are similar projects visible within the following distance of the proposed project: 0-1/2 mile 1/2 -3 mile 3-5 mile 5+ mile	D1a, E1a, D1f, D1g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: Small, 20'x20' pump station building near park, and temporary impacts during construction.		<input checked="" type="checkbox"/>	<input type="checkbox"/>

10. Impact on Historic and Archeological Resources The proposed action may occur in or adjacent to a historic or archaeological resource. (Part I. E.3.e, f. and g.) <i>If "Yes", answer questions a - e. If "No", go to Section 11.</i>			
		<input type="checkbox"/> NO	<input checked="" type="checkbox"/> YES
	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.	E3e	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.	E3f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may occur wholly or partially within, or substantially contiguous to, an archaeological site not included on the NY SHPO inventory. Source: _____	E3g	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. Other impacts: _____ _____		<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. If any of the above (a-d) are answered "Moderate to large impact may occur", continue with the following questions to help support conclusions in Part 3:			
i. The proposed action may result in the destruction or alteration of all or part of the site or property.	E3e, E3g, E3f	<input type="checkbox"/>	<input type="checkbox"/>
ii. The proposed action may result in the alteration of the property's setting or integrity.	E3e, E3f, E3g, E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
iii. The proposed action may result in the introduction of visual elements which are out of character with the site or property, or may alter its setting.	E3e, E3f, E3g, E3h, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>

11. Impact on Open Space and Recreation
 The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan.
 (See Part 1. C.2.c, E.1.c., E.2.q.)
 If "Yes", answer questions a - e. If "No", go to Section 12.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in an impairment of natural functions, or "ecosystem services", provided by an undeveloped area, including but not limited to stormwater storage, nutrient cycling, wildlife habitat.	D2e, E1b E2h, E2m, E2o, E2n, E2p	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the loss of a current or future recreational resource.	C2a, E1c, C2c, E2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may eliminate open space or recreational resource in an area with few such resources.	C2a, C2c E1c, E2q	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may result in loss of an area now used informally by the community as an open space resource.	C2c, E1c	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. Other impacts: <u>sanitary sewer forcemain to be located within easement through park land.</u>		<input checked="" type="checkbox"/>	<input type="checkbox"/>

12. Impact on Critical Environmental Areas
 The proposed action may be located within or adjacent to a critical environmental area (CEA). (See Part 1. E.3.d)
 If "Yes", answer questions a - c. If "No", go to Section 13.

NO YES

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may result in a reduction in the quantity of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in a reduction in the quality of the resource or characteristic which was the basis for designation of the CEA.	E3d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

13. Impact on Transportation
 The proposed action may result in a change to existing transportation systems. NO YES
 (See Part I. D.2.j)
 If "Yes", answer questions a - f. If "No", go to Section 14.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. Projected traffic increase may exceed capacity of existing road network.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in the construction of paved parking area for 500 or more vehicles.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action will degrade existing transit access.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action will degrade existing pedestrian or bicycle accommodations.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may alter the present pattern of movement of people or goods.	D2j	<input type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

14. Impact on Energy
 The proposed action may cause an increase in the use of any form of energy. NO YES
 (See Part I. D.2.k)
 If "Yes", answer questions a - e. If "No", go to Section 15.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action will require a new, or an upgrade to an existing, substation.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will require the creation or extension of an energy transmission or supply system to serve more than 50 single or two-family residences or to serve a commercial or industrial use.	D1f, D1q, D2k	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may utilize more than 2,500 MWhrs per year of electricity.	D2k	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may involve heating and/or cooling of more than 100,000 square feet of building area when completed.	D1g	<input type="checkbox"/>	<input type="checkbox"/>
e. Other Impacts: _____ _____			

15. Impact on Noise, Odor, and Light
 The proposed action may result in an increase in noise, odors, or outdoor lighting. NO YES
 (See Part I. D.2.m., n., and o.)
 If "Yes", answer questions a - f. If "No", go to Section 16.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may produce sound above noise levels established by local regulation.	D2m	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may result in blasting within 1,500 feet of any residence, hospital, school, licensed day care center, or nursing home.	D2m, E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may result in routine odors for more than one hour per day.	D2o	<input checked="" type="checkbox"/>	<input type="checkbox"/>

d. The proposed action may result in light shining onto adjoining properties.	D2n	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may result in lighting creating sky-glow brighter than existing area conditions.	D2n, E1a	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Other impacts: <u>noise and odors during construction.</u>		<input checked="" type="checkbox"/>	<input type="checkbox"/>

16. Impact on Human Health

The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part I.D.2.q., E.1. d. f. g. and h.) NO YES

If "Yes", answer questions a - m. If "No", go to Section 17.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action is located within 1500 feet of a school, hospital, licensed day care center, group home, nursing home or retirement community.	E1d	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. The site of the proposed action is currently undergoing remediation.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. There is a completed emergency spill remediation, or a completed environmental site remediation on, or adjacent to, the site of the proposed action.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. The site of the action is subject to an institutional control limiting the use of the property (e.g., easement or deed restriction).	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may affect institutional control measures that were put in place to ensure that the site remains protective of the environment and human health.	E1g, E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. The proposed action has adequate control measures in place to ensure that future generation, treatment and/or disposal of hazardous wastes will be protective of the environment and human health.	D2t	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. The proposed action involves construction or modification of a solid waste management facility.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. The proposed action may result in the unearthing of solid or hazardous waste.	D2q, E1f	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. The proposed action may result in an increase in the rate of disposal, or processing, of solid waste.	D2r, D2s	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. The proposed action may result in excavation or other disturbance within 2000 feet of a site used for the disposal of solid or hazardous waste.	E1f, E1g E1h	<input checked="" type="checkbox"/>	<input type="checkbox"/>
k. The proposed action may result in the migration of explosive gases from a landfill site to adjacent off site structures.	E1f, E1g	<input checked="" type="checkbox"/>	<input type="checkbox"/>
l. The proposed action may result in the release of contaminated leachate from the project site.	D2s, E1f, D2r	<input checked="" type="checkbox"/>	<input type="checkbox"/>
m. Other impacts: <u>NYSDEC Spill Incident Database indicates that prior spills were reported in the project site or vicinity. However, these spill incident files are listed as closed.</u>		<input checked="" type="checkbox"/>	<input type="checkbox"/>

17. Consistency with Community Plans
 The proposed action is not consistent with adopted land use plans. NO YES
 (See Part I. C.1, C.2. and C.3.)
 If "Yes", answer questions a - h. If "No", go to Section 18.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action's land use components may be different from, or in sharp contrast to, current surrounding land use pattern(s).	C2, C3, D1a E1a, E1b	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action will cause the permanent population of the city, town or village in which the project is located to grow by more than 5%.	C2	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action is inconsistent with local land use plans or zoning regulations.	C2, C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action is inconsistent with any County plans, or other regional land use plans.	C2, C2	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action may cause a change in the density of development that is not supported by existing infrastructure or is distant from existing infrastructure.	C3, D1c, D1d, D1f, D1d, E1b	<input type="checkbox"/>	<input type="checkbox"/>
f. The proposed action is located in an area characterized by low density development that will require new or expanded public infrastructure.	C4, D2c, D2d D2j	<input type="checkbox"/>	<input type="checkbox"/>
g. The proposed action may induce secondary development impacts (e.g., residential or commercial development not included in the proposed action)	C2a	<input type="checkbox"/>	<input type="checkbox"/>
h. Other: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

18. Consistency with Community Character
 The proposed project is inconsistent with the existing community character. NO YES
 (See Part I. C.2, C.3, D.2, E.3)
 If "Yes", answer questions a - g. If "No", proceed to Part 3.

	Relevant Part I Question(s)	No, or small impact may occur	Moderate to large impact may occur
a. The proposed action may replace or eliminate existing facilities, structures, or areas of historic importance to the community.	E3e, E3f, E3g	<input type="checkbox"/>	<input type="checkbox"/>
b. The proposed action may create a demand for additional community services (e.g. schools, police and fire)	C4	<input type="checkbox"/>	<input type="checkbox"/>
c. The proposed action may displace affordable or low-income housing in an area where there is a shortage of such housing.	C2, C3, D1f D1g, E1a	<input type="checkbox"/>	<input type="checkbox"/>
d. The proposed action may interfere with the use or enjoyment of officially recognized or designated public resources.	C2, E3	<input type="checkbox"/>	<input type="checkbox"/>
e. The proposed action is inconsistent with the predominant architectural scale and character.	C2, C3	<input type="checkbox"/>	<input type="checkbox"/>
f. Proposed action is inconsistent with the character of the existing natural landscape.	C2, C3 E1a, E1b E2g, E2h	<input type="checkbox"/>	<input type="checkbox"/>
g. Other impacts: _____ _____		<input type="checkbox"/>	<input type="checkbox"/>

PRINT FULL FORM

Full Environmental Assessment Form
Part 3 - Evaluation of the Magnitude and Importance of Project Impacts
and
Determination of Significance

Part 3 provides the reasons in support of the determination of significance. The lead agency must complete Part 3 for every question in Part 2 where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.

Based on the analysis in Part 3, the lead agency must decide whether to require an environmental impact statement to further assess the proposed action or whether available information is sufficient for the lead agency to conclude that the proposed action will not have a significant adverse environmental impact. By completing the certification on the next page, the lead agency can complete its determination of significance.

Reasons Supporting This Determination:

To complete this section:

- Identify the impact based on the Part 2 responses and describe its magnitude. Magnitude considers factors such as severity, size or extent of an impact.
- Assess the importance of the impact. Importance relates to the geographic scope, duration, probability of the impact occurring, number of people affected by the impact and any additional environmental consequences if the impact were to occur.
- The assessment should take into consideration any design element or project changes.
- Repeat this process for each Part 2 question where the impact has been identified as potentially moderate to large or where there is a need to explain why a particular element of the proposed action will not, or may, result in a significant adverse environmental impact.
- Provide the reason(s) why the impact may, or will not, result in a significant adverse environmental impact
- For Conditional Negative Declarations identify the specific condition(s) imposed that will modify the proposed action so that no significant adverse environmental impacts will result.
- Attach additional sheets, as needed.

Please see attached documentation supporting this determination.

Determination of Significance - Type I and Unlisted Actions

SEQR Status: Type I Unlisted

Identify portions of EAF completed for this Project: Part 1 Part 2 Part 3

Upon review of the information recorded on this EAF, as noted, plus this additional support information
Full Environmental Assessment Form (EAF) Part 3 and the supporting documentation to the EAF and project maps

and considering both the magnitude and importance of each identified potential impact, it is the conclusion of the
Monroe County as lead agency that:

A. This project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared. Accordingly, this negative declaration is issued.

B. Although this project could have a significant adverse impact on the environment, that impact will be avoided or substantially mitigated because of the following conditions which will be required by the lead agency:

There will, therefore, be no significant adverse impacts from the project as conditioned, and, therefore, this conditioned negative declaration is issued. A conditioned negative declaration may be used only for UNLISTED actions (see 6 NYCRR 617.7(d)).

C. This Project may result in one or more significant adverse impacts on the environment, and an environmental impact statement must be prepared to further assess the impact(s) and possible mitigation and to explore alternatives to avoid or reduce those impacts. Accordingly, this positive declaration is issued.

Name of Action: Genesee Valley Pump Station & Forcemain

Name of Lead Agency: Monroe County

Name of Responsible Officer in Lead Agency: Adam J. Bello

Title of Responsible Officer: Monroe County Executive

Signature of Responsible Officer in Lead Agency: 

Date: August 9, 2021

Signature of Preparer (if different from Responsible Officer)

Lance Brabant - MRB Group

Date: August 9, 2021

For Further Information:

Contact Person: Joseph VanKerkhove, P.E.

Address: 7100 City Place, 50 West Main Street, Rochester, NY 14614

Telephone Number: (585) 753-7544

E-mail: JosephVanKerkhove@monroecounty.gov

For Type 1 Actions and Conditioned Negative Declarations, a copy of this Notice is sent to:

Chief Executive Officer of the political subdivision in which the action will be principally located (e.g., Town / City / Village of)

Other involved agencies (if any)

Applicant (if any)

Environmental Notice Bulletin: <http://www.dec.ny.gov/enb/enb.html>

PRINT FULL FORM

MONROE COUNTY
GENESEE VALLEY PUMP STATION AND FORCE MAIN PROJECT

ROCHESTER, NEW YORK

**STATE ENVIRONMENTAL QUALITY REVIEW
(SEQR)
FULL ENVIRONMENTAL ASSESSMENT FORMS (EAF)
PARTS 2-3 & SUPPORTING INFORMATION**

AUGUST 2021

Prepared by

MRB | *group*
Engineering, Architecture & Surveying, D.P.C.

**THE CULVER ROAD ARMORY
145 CULVER ROAD, SUITE 160, ROCHESTER, NEW YORK 14620
TELEPHONE: (585) 381-9250 FACSIMILE: (585) 381-1008**

Note: All potential impacts that have been identified in the Full EAF Part 2 as No or Small Impacts have been described in this document. Numbering is consistent as outlined in Full EAF Part 2.

1. **IMPACT OF LAND** – The proposed action may involve construction on, or physical alteration of, the land surface of the proposed site. (See Part 1. D.1)
 - f. *The proposed action may result in increased erosion, whether from physical disturbance or vegetation removal (including from treatment by herbicides).*
 - Small portions of the project will be stripped of vegetation and bare soils will be exposed during construction (approximately six months). These areas could be susceptible to potential erosion, with the potential of discharge of sediment into the existing waterways. However, approved erosion and sediment control measures as outlined in the design plans will be implemented during construction. Erosion and sediment control measures will be inspected to ensure proper installation and function throughout the construction phase.
3. **IMPACTS ON SURFACE WATER** – The proposed action may affect one or more wetlands or other surface water bodies (e.g., streams, rivers, ponds or lakes). (See Part 1. D.2, E.2.h)
 - d. *The proposed action may involve construction within or adjoining a freshwater or tidal wetland, or in the bed or banks of any other water body.*
 - The proposed action is adjacent to the Genesee River and the NYS Barge Canal. The proposed action will involve directional drilling underneath the Genesee River, but will not include construction in the river nor along the riverbank. Extensive coordination with NYSDEC has begun regarding the proposed action. The proposed action will meet all NYSDEC and USACOE requirements, and Monroe County will obtain all required permits. Please see the attached New York State Department of Environmental Conservation Wetland Mapping, which shows that the proposed project area is not within or adjacent to any mapped wetlands, and as such, no impacts to wetlands will occur.
 - e. *The proposed action may create turbidity in a waterbody, either from upland erosion, runoff or by disturbing bottom sediments.*
 - Small portions of the project, outside of waterbodies and wetlands, will be stripped of vegetation and bare soils will be exposed during construction (approximately six months). Any potential impacts to these waterbodies will be minimized through the use of erosion and sediment controls designed in accordance with the 2016 New York Standards and Specifications for Erosion and Sediment Control, and in accordance with the project plans and all permit requirements. The project also includes directional drilling underneath the Genesee River at a depth that is not expected to disturb bottom sediments. However, a geotechnical evaluation, as required by NYSDEC, is being performed to confirm that the directional drilling will not create turbidity in a waterbody. In the event the geotechnical evaluation does not conclusively rule out the potential for turbidity, any potential impact(s) will be mitigated prior to the construction phase through the permitting process with NYSDEC and USACOE.

- h. The proposed action may cause soil erosion, or otherwise create a source of stormwater discharge that may lead to siltation or other degradation of receiving water bodies.*
- Small portions of the project will be stripped of vegetation and bare soils will be exposed during construction (approximately six months). These areas could be susceptible to potential erosion, with the potential of discharge of sediment into the existing waterways. Approved erosion and sediment control measures as outlined in the design plans will be implemented during construction. Erosion and sediment control measures will be inspected to ensure proper installation and function throughout the construction phase.
- i. The proposed action may affect the water quality of any water bodies within or downstream of the site of the proposed action.*
- Small portions of the project may be susceptible to potential erosion during construction with the potential of discharge of sediment into existing waterways. Erosion and control measures will be designed and installed per the requirements set forth in the latest edition (2016) of the New York Standards and Specifications for Erosion and Sediment Control, and in compliance with all permits.
- 5. IMPACT ON FLOODING** - The proposed action may result in development on lands subject to flooding. (See Part 1. E.2.)
- a. The proposed action may result in development in a designated floodway.
 - b. The proposed action may result in development within a 100 year floodplain.
 - c. The proposed action may result in development within a 500 year floodplain.
 - A portion of the project will be constructed within a designated floodway, and the 100 year and 500 year floodplains. However, no structures, permanent increases in impervious areas, nor permanent modifications to drainage patterns are proposed within the floodplains and floodway. Appropriate drainage measures will be installed during construction. The project will meet all NYSDEC requirements to assure that erosion and sedimentation, if any, are managed throughout the construction phase.
- 7. IMPACT ON PLANTS AND ANIMALS** - The proposed action may result in a loss of flora or fauna. (See Part 1. E.2. m.-q)
- b. The proposed action may result in a reduction or degradation of any habitat used by any rare, threatened or endangered species, as listed by New York State or the federal government.*
 - j. Other impacts: freshwater mussels.*
 - The portion of the Genesee River within the project area likely contains S1 and S2 freshwater mussels. A geotechnical evaluation, as required by NYSDEC, is being performed to determine that the directional drilling will not result in a reduction or degradation of any habitat. Coordination is ongoing with NYSDEC to ensure that any impacts of the proposed action are minimized.

9. **IMPACT ON AESTHETIC RESOURCES** - The land use of the proposed action are obviously different from, or are in sharp contrast to, current land use patterns between the proposed project and a scenic or aesthetic resource. (Part 1. E.1.a., E.1.b, E.3.h.)
- d. *The situation or activity in which viewers are engaged while viewing the proposed action is:*
 - ii. *Recreational or tourism based activities*
 - e. *The proposed action may cause a diminishment of the public enjoyment and appreciation of the designated aesthetic resource.*
 - Portions of the proposed project area include Genesee Valley Park, the Genesee River, and the NYS Barge Canal Historic District. The proposed pump station is the only above-ground structure that will not be flush with the surface. Any potential visual impact of the pump station will be mitigated by setting the pump back from the park and outside the NYS Barge Canal Historic District on land currently owned by the University of Rochester. Trees and other existing vegetative screening will be preserved where possible to screen the station from the park and historic district. Construction activities may temporarily impact enjoyment of these resources due to increased noise, odors, and traffic during; however, these temporary impacts will be minimized by limiting construction to standard hours (Monday-Friday).
10. **IMPACT ON HISTORIC AND ARCHEOLOGICAL RESOURCES** - The proposed action may occur in or adjacent to a historic or archaeological resource. (Part 1. E.3.e, f, and g.)
- a. *The proposed action may occur wholly or partially within, or substantially contiguous to, any buildings, archaeological site or district which is listed on the National or State Register of Historical Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places.*
 - Portions of the proposed project area include Genesee Valley Park, the Genesee River, and the NYS Barge Canal Historic District. The proposed pump station is the only above-ground structure that will not be flush with the surface. Any potential visual impact of the pump station will be mitigated by setting the pump back from the park and outside the NYS Barge Canal Historic District on land currently owned by the University of Rochester. Trees and other existing vegetative screening will be preserved where possible to screen the station from the park and historic district. As such, the project is not expected to have a permanent impact on historic or archaeological resources. However, a consultation project has been submitted using the SHPO Cultural Resource Information System (CRIS) website. No response has been received from NYS SHPO as of yet. Construction will not commence unless and until we receive a determination that the project will have No Effect or No Adverse Effect on historic/cultural properties.

- b. *The proposed action may occur wholly or partially within, or substantially contiguous to, an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory.*
- The project is located within archeological sensitive areas. However, a majority of the work will occur approximately thirty (30) feet underground and surface work will be performed in previously disturbed soils. As such, the project is not expected to have a permanent impact on historic or archaeological resources. However, a consultation project has been submitted using the SHPO Cultural Resource Information System (CRIS) website. No response has been received from NYS SHPO as of yet. Construction will not commence unless and until we receive a determination that the project will have No Effect or No Adverse Effect.
- 11. IMPACT ON OPEN SPACE AND RECREATION** – The proposed action may result in a loss of recreational opportunities or a reduction of an open space resource as designated in any adopted municipal open space plan. (Part 1. C.2.c, E.1.c, E.2.q.)
- e. *Other impacts: sanitary sewer facilities to be located within easement through park land.*
- The proposed project includes installation of sanitary sewer facilities and the conveyance of a sanitary sewer easement through Genesee Valley Park and under the Genesee River. This may limit future sub-surface park uses within the sanitary sewer easement itself, but such impact will be mitigated by the fair market value of the easement being determined and dedicated toward the acquisition of additional parkland and/or the capital improvements of existing park facilities during the parkland alienation process. Construction activities may temporarily impact small areas in the park; however, these areas will be restored and continued to be used for park purposes post-construction. Accordingly, no permanent impacts from construction are expected and no loss of recreational opportunities or a reduction of an open space resource will occur.
- 12. IMPACT ON CRITICAL ENVIRONMENTAL AREAS** – The proposed action may be located within or adjacent to a critical environmental area (CEA). (Part 1. E.3.d.)
- e. *Other impacts: project site is located within or adjacent to Critical Environmental Areas.*
- The proposed project is located within or adjacent to a Critical Environmental Area designated by the City of Rochester on March 14, 1986, on the basis of being an environmentally sensitive area. Coordination with NYSDEC is ongoing, and the project will comply with all required environmental permits and NYSDEC standards.
- 15. IMPACT ON NOISE, ODOR, AND LIGHT** - The proposed action may result in an increase in noise, odors, or outdoor lighting. (See Part 1.D.2.m.,n., and o)
- f. *Other impacts: noise and odors during construction.*

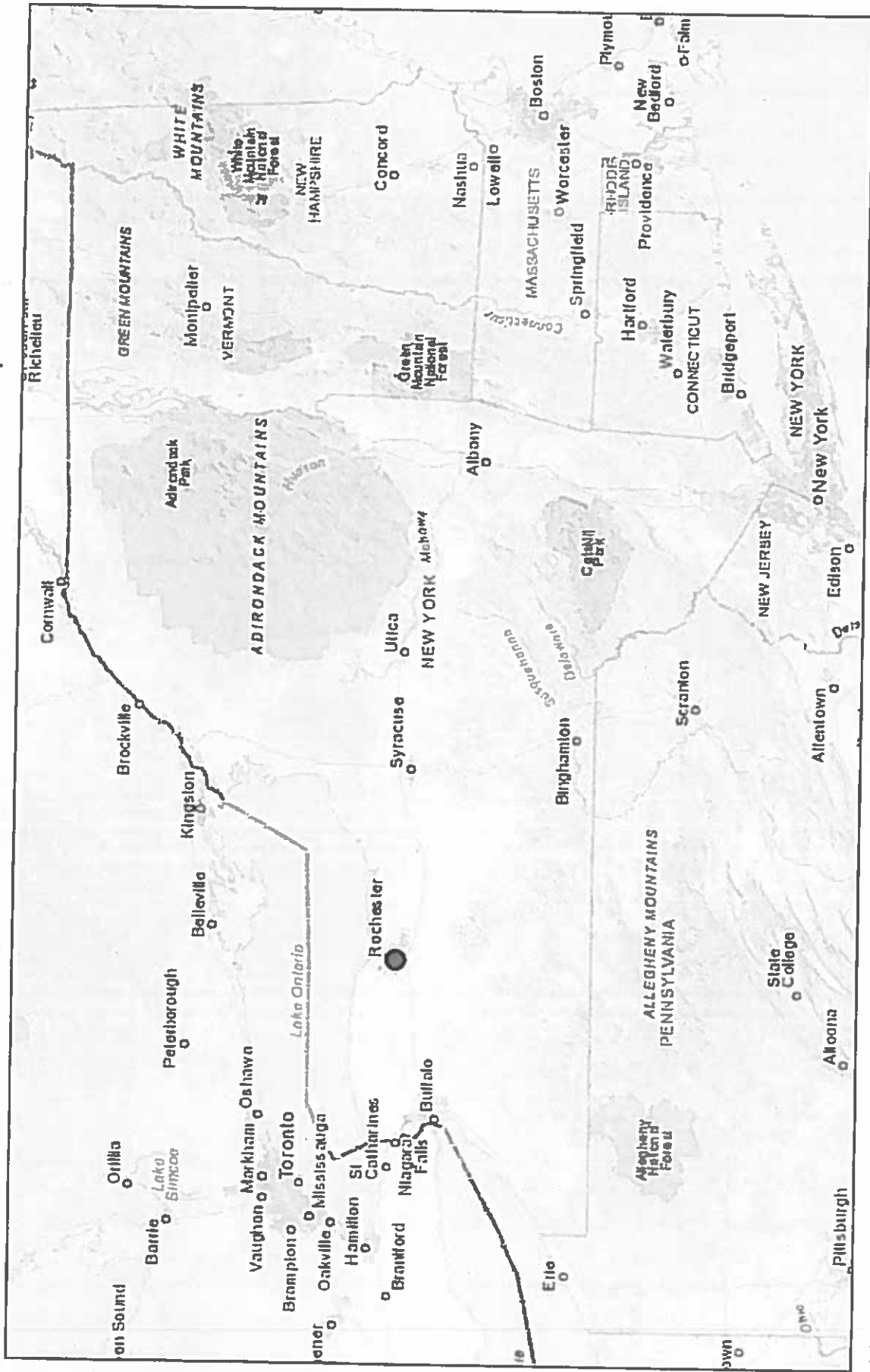
- Noise levels may exceed ambient conditions during the construction phase, and mobile sources associated with construction may temporarily emit air emissions and/or odors. However, these impacts will be small to moderate and would be temporary in nature. Construction activities will be limited to the days and times allowed by local regulation.
- 16. IMPACT ON HUMAN HEALTH** - The proposed action may have an impact on human health from exposure to new or existing sources of contaminants. (See Part 1. D.2.q., E.1. d. f. g. and h.)
- m. Other impacts; Spills Incident Database indicates previously closed spills incidents in project site or vicinity.*
- The NYSDEC Spills Incident Database indicates that spills were reported within the project site or within the vicinity of the project site. All spill incidents found in the database have been closed by NYSDEC. If any signs of contaminated soils are encountered the project will stop work and NYSDEC will be contacted.
- 18. CONSISTENCY WITH COMMUNITY CHARACTER** - The proposed project is inconsistent with the existing community character. (See Part 1. C.2, C.3, D.2, E.3)
- The Project is consistent with the existing community character. However, it is possible that expanding sewer capacity within the Wilson Boulevard Trunk sewer sewershed could have a secondary impact of inducing growth in the area. Given that the sewershed is already developed, though, any such growth would most likely be limited to small-scale infill of urban or suburban lots, consistent with applicable zoning laws and the City of Rochester's comprehensive plan. Conversely, in the event large-scale development is proposed, such as the University of Rochester's emergency room expansion, any impacts would be reviewed and, if necessary, mitigated as part of the development's approval requirements.

SUPPORTING DOCUMENTATION

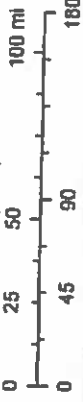
PROJECT MAPS

- *PROJECT LOCATION MAP*
- *PROJECT CONCEPT MAPS*
- *CULTURAL RESOURCES MAPS*
- *FLOOD MAPS*
- *WATER/ENVIRONMENTAL RESOURCES MAPS*
- *NYSDEC ENVIRONMENTAL RESOURCE MAPPER RESULTS*
- *NYSDEC SPILLS INCIDENTS DATABASE RESULTS*
- *NYSDEC ENVIRONMENTAL JUSTICE MAP*
- *NRCS SOIL REPORT*

Genesee Valley Pump Station Location Map



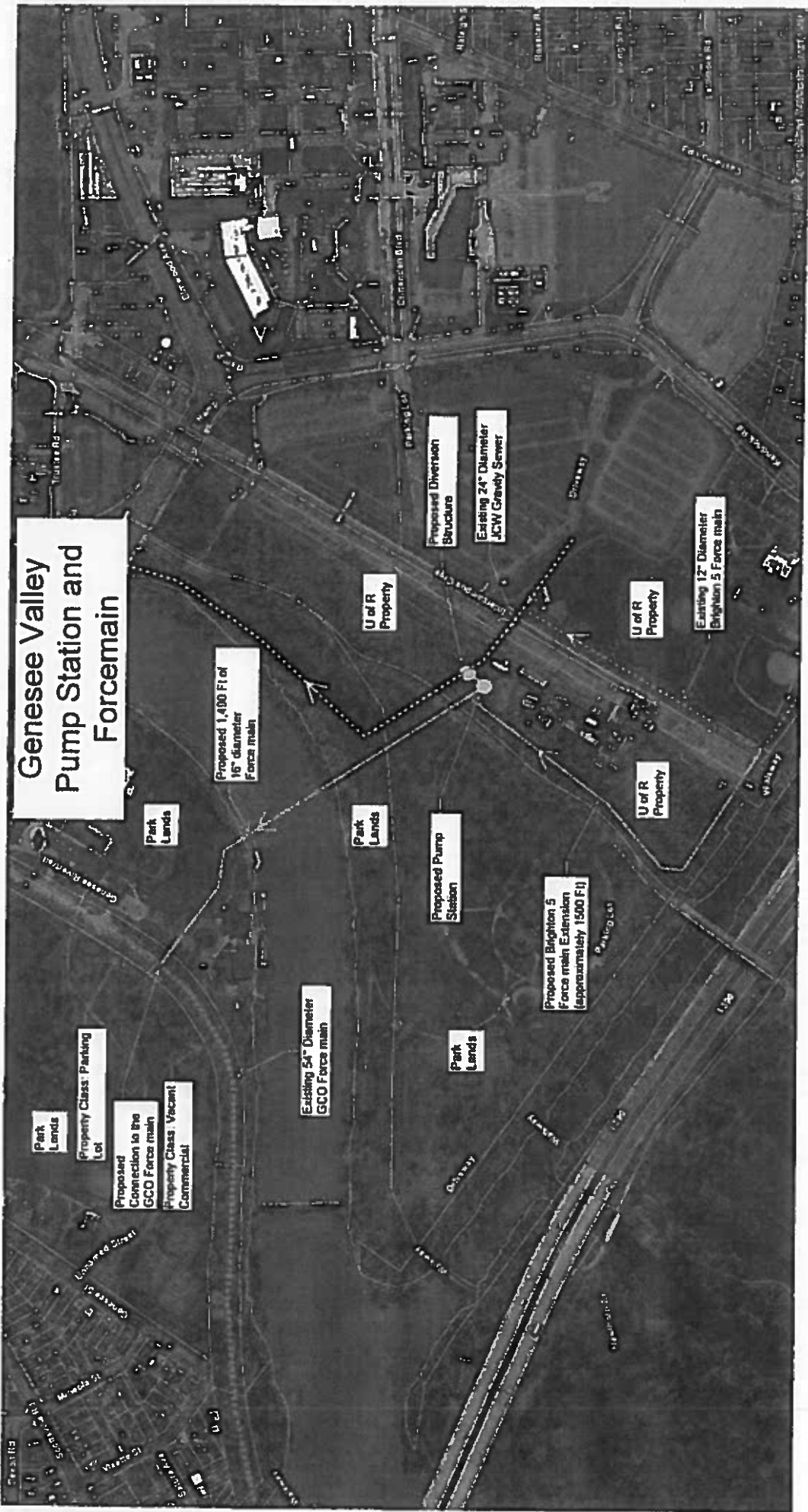
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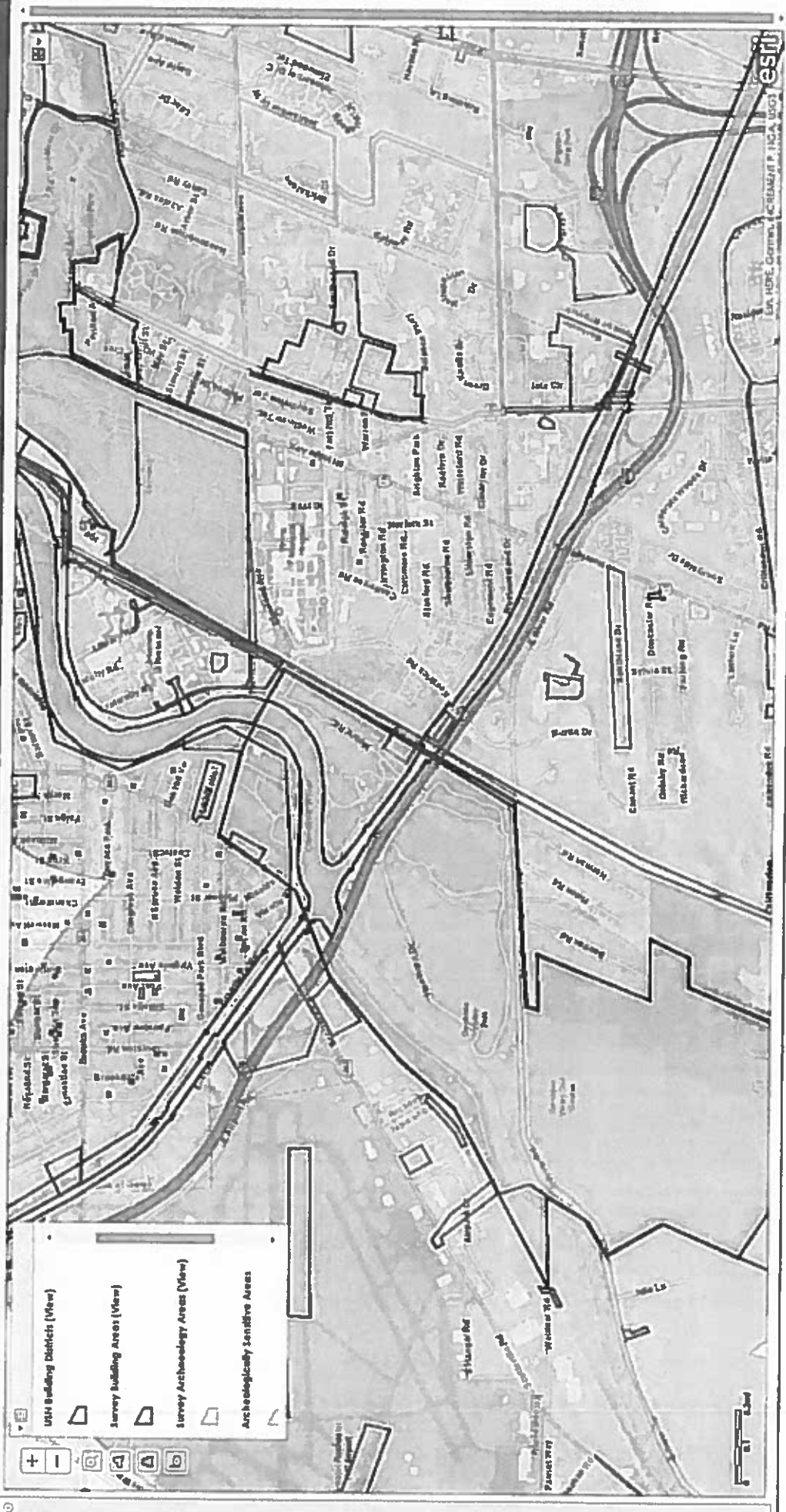


Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, Geobase, IGN, Kadaster NL, Ordnance Survey, Esri, NYS Department of Environmental Conservation
Not a legal document

July 22, 2021

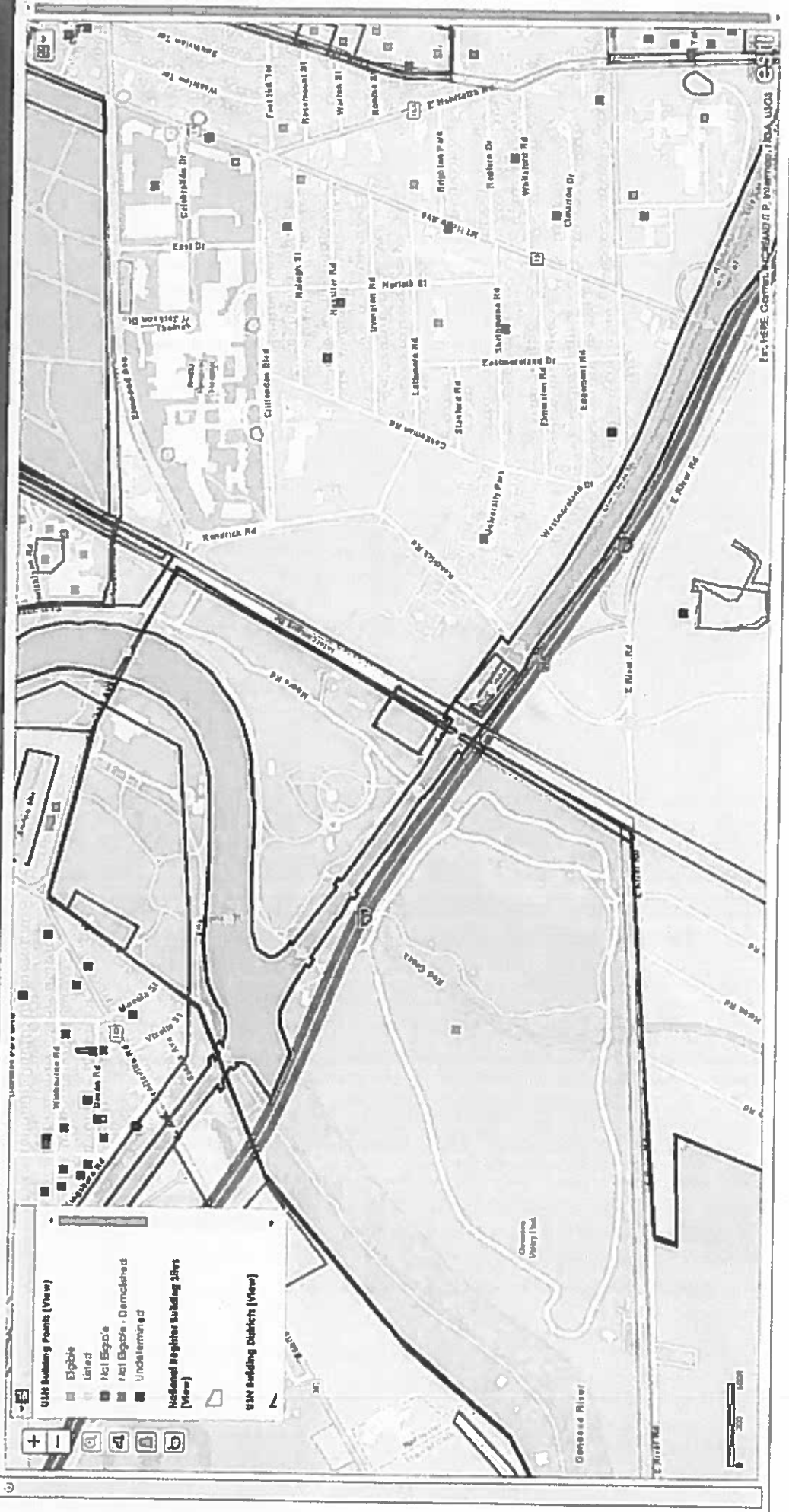
Genesee Valley Pump Station and Force Main



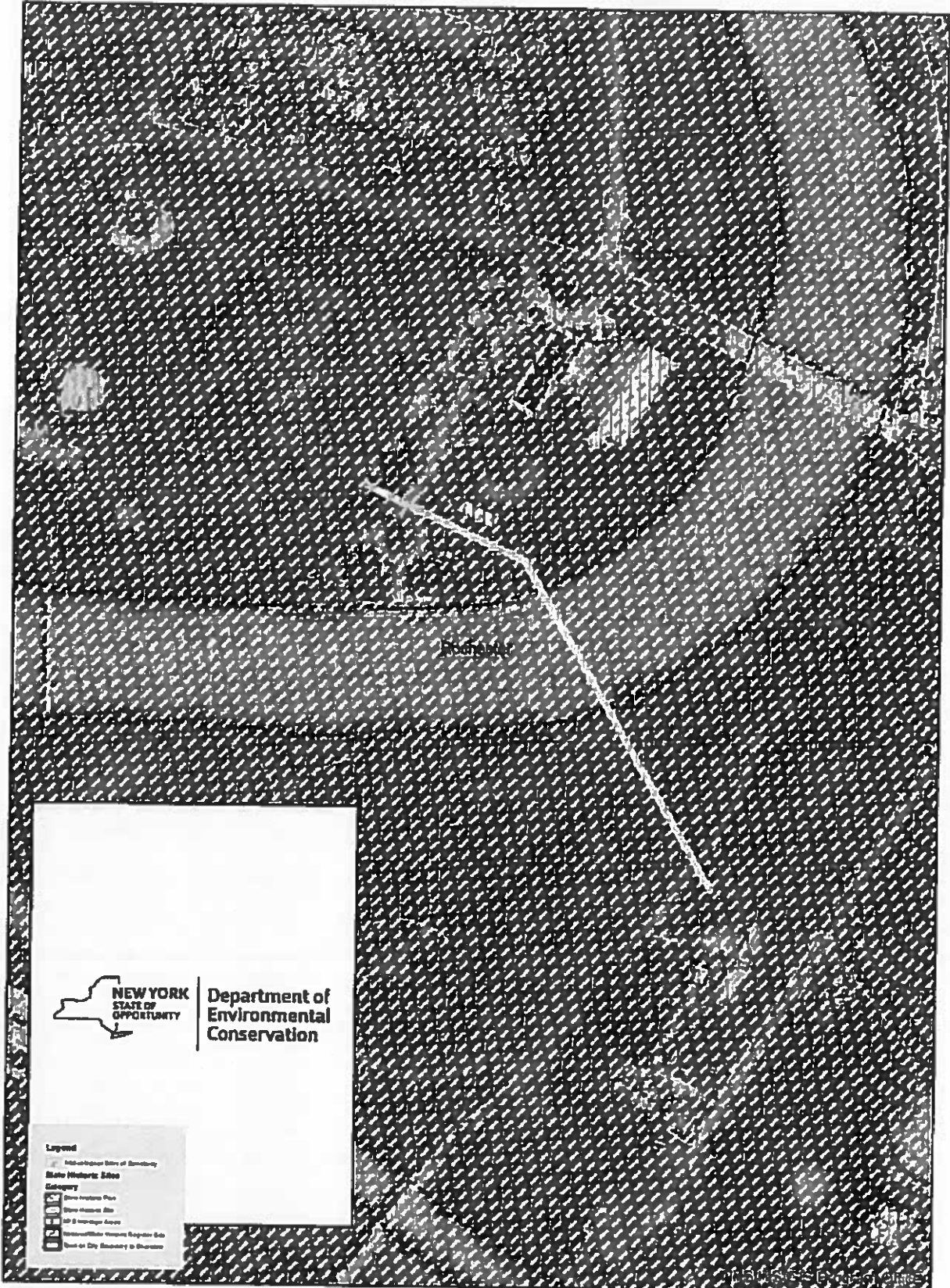


- USA Building Districts (View)
- Survey Building Areas (View)
- Survey Archeology Areas (View)
- Archeologically Sensitive Areas





Esri | HERE | DeLorme | Garmin | NAVTEQ | P. International | SDA | USGS



NEW YORK
STATE OF
OPPORTUNITY

**Department of
Environmental
Conservation**

- Legend**
- Interjurisdictional Boundary
 - State Water's Edge**
 - Category**
 - State-Administered Park
 - State-Administered Site
 - State-Administered Access
 - State-Administered Recreational Site
 - Part of City Boundary to be Deleted



FIRM
 FLOOD URGEANCE RATE MAP

IN LOWRIDE COUNTY, NEW YORK
 (ALL JURISDICTIONS)

CONTAINS

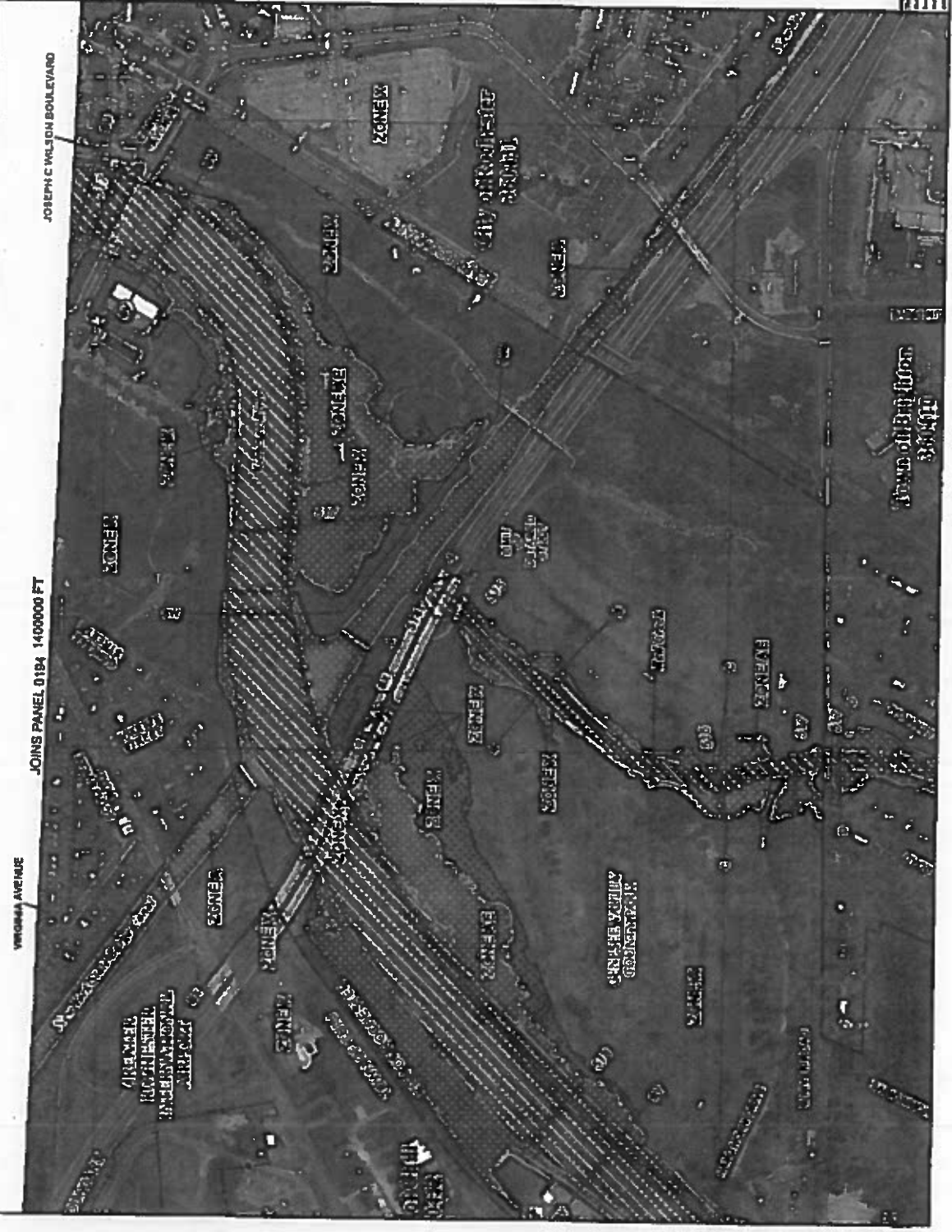
COMMUNITY	MAP NUMBER
BRIGHTON, TOWN OF	3665000306
CHAL, TOWN OF	3665000306
HEMNETTA, TOWN OF	3665000306
ROCHESTER, CITY OF	3665000306

PANEL 312 OF 328
MAP SUFFIX: 0
 (SEE MAP INDEX FOR PANEL NUMBER LISTINGS)

Effective Date: The Effective Date listed on this map is the date on which the map was first published. The map is subject to change without notice and the user is advised to check the map for updates.

EFFECTIVE DATE
 AUGUST 28, 2008

Federal Emergency Management Agency



This map is a reproduction of the original map published by the Federal Emergency Management Agency. It is not intended to be used as a legal document. The user is advised to check the map for updates. The map is subject to change without notice and the user is advised to check the map for updates. The map is subject to change without notice and the user is advised to check the map for updates.



U.S. Fish and Wildlife Service

National Wetlands Inventory

Genesee Valley Pump Station and Forcem



June 18, 2021

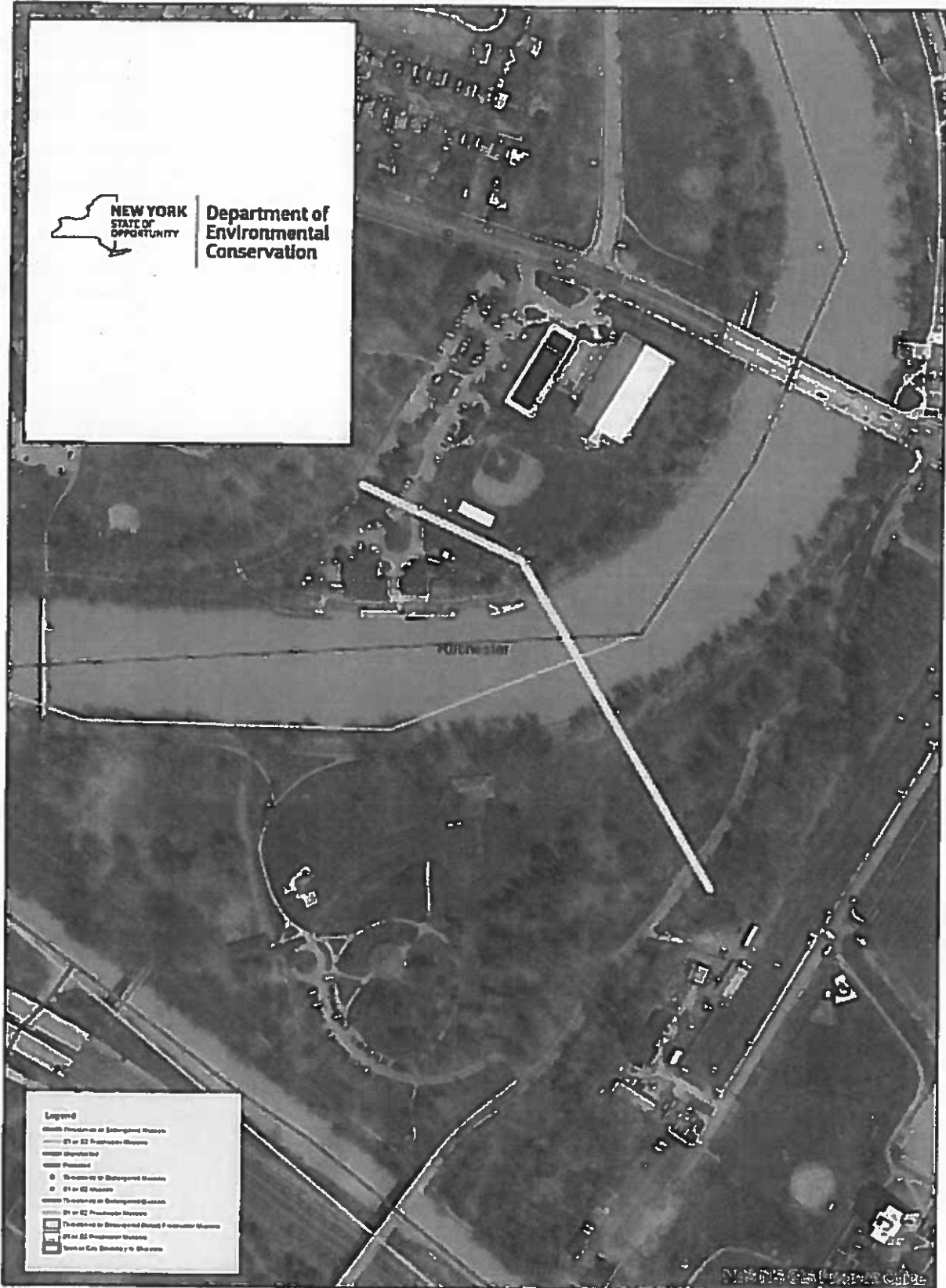
Wetlands

- Estuarine and Marine Deepwater
- Estuarine and Marine Wetland
- Freshwater Emergent Wetland
- Freshwater Forested/Shrub Wetland
- Freshwater Pond
- Lake
- Other
- Riverine

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.



Department of Environmental Conservation



Legend

● Existing or Disposed Structure

○ 01 or 02 Precipitation Structure

○ 03 or 04 Precipitation Structure

○ 05 or 06 Precipitation Structure

○ 07 or 08 Precipitation Structure

○ 09 or 10 Precipitation Structure

○ 11 or 12 Precipitation Structure

○ 13 or 14 Precipitation Structure

○ 15 or 16 Precipitation Structure

○ 17 or 18 Precipitation Structure

○ 19 or 20 Precipitation Structure

○ 21 or 22 Precipitation Structure

○ 23 or 24 Precipitation Structure

○ 25 or 26 Precipitation Structure

○ 27 or 28 Precipitation Structure

○ 29 or 30 Precipitation Structure

○ 31 or 32 Precipitation Structure

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○ 83 or 84 Precipitation Structure

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○ 87 or 88 Precipitation Structure

○ 89 or 90 Precipitation Structure

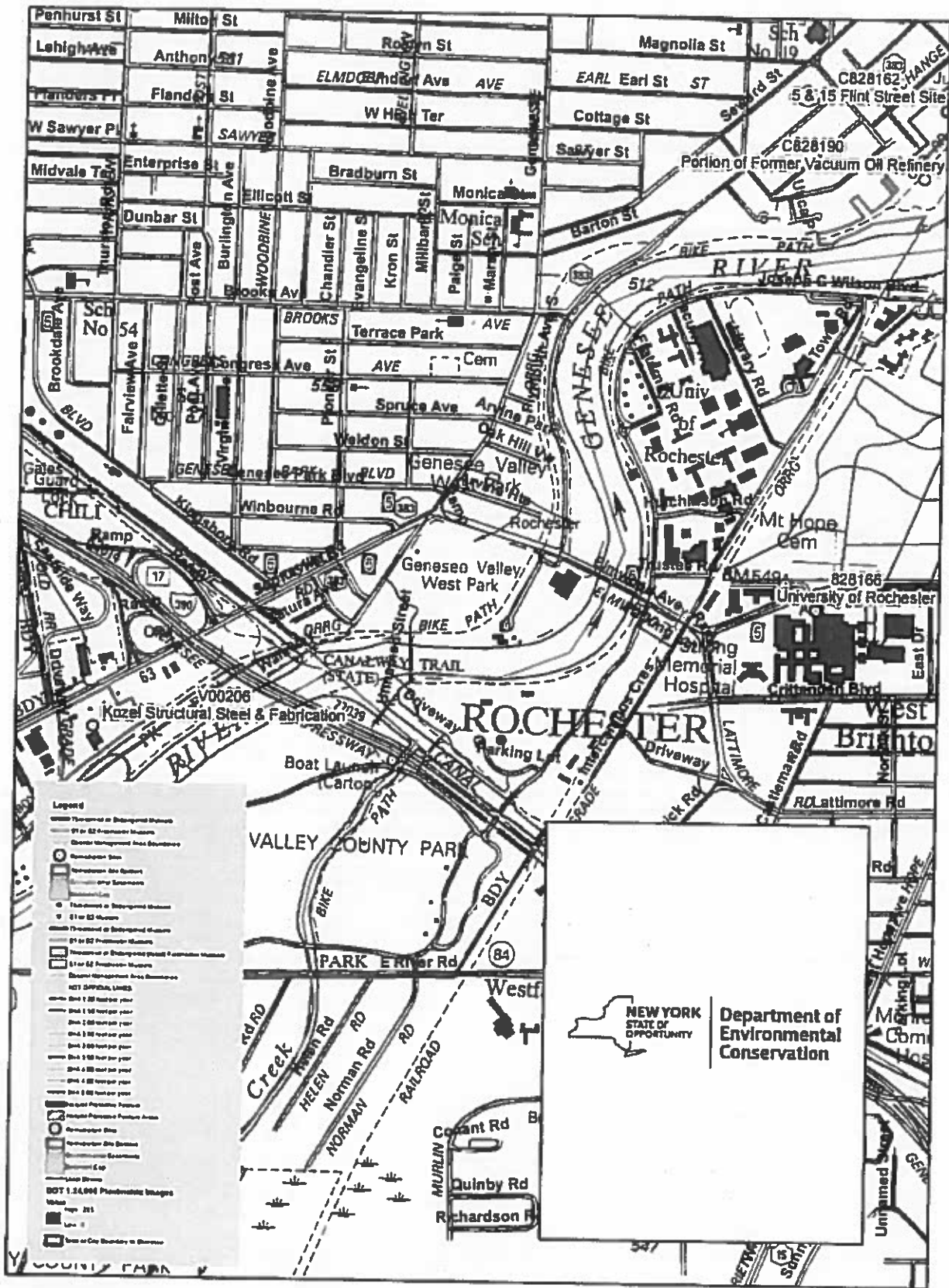
○ 91 or 92 Precipitation Structure

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- Legend**
- 1st or 2nd class school
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 - 97th or 98th class school
 - 99th or 100th class school

NEW YORK STATE OF OPPORTUNITY

Department of Environmental Conservation

Environmental Resource Mapper



The coordinates of the point you clicked on are:

UTM 18

Easting: 285653.5227085228

Northing: 4777768.715553621

Longitude/Latitude

Longitude: -77.63492208800072

Latitude: 43.122329184005814

The approximate address of the point you clicked on is:
Genesee Valley Park

County: Monroe
City: Rochester
USGS Quad: WEST HENRIETTA

Waterbody Classifications for Rivers/Streams

Regulation: 820-2
Standard: B
Classification: B

Rare Plants and Rare Animals

This location is in the vicinity of Rare Freshwater Mussels – Not Listed by NYS

National Wetands Inventory

Attribute: R2UBH
Type: Riverine
Acres: 1672.468639649

For more information about the National Wetlands Inventory wetlands visit <http://www.fws.gov/wetlands/>

If your project or action is within or near an area with a rare animal, a permit may be required if the species is listed as endangered or threatened and the department determines the action may be harmful to the species or its habitat.

If your project or action is within or near an area with rare plants and/or significant natural communities, the environmental impacts may need to be addressed.

The presence of a unique geological feature or landform near a project, unto itself, does not trigger a requirement for a NYS DEC permit. Readers are advised, however, that there is the chance that a unique feature may also show in another data layer (ie. a wetland) and thus be subject to permit jurisdiction.

Please refer to the "Need a Permit?" tab for permit information or other authorizations regarding these natural resources.

Disclaimer: If you are considering a project or action in, or near, a wetland or a stream, a NYS DEC permit may be required. The Environmental Resources Mapper does not show all natural resources which are regulated by NYS DEC, and for which permits from NYS DEC are required. For example, Regulated Tidal Wetlands, and Wild, Scenic, and Recreational Rivers, are currently not included on the maps.

Environmental Resource Mapper



The coordinates of the point you clicked on are:

UTM 18	Easting: 285467.10668503377	Northing: 4777869.472104219
Longitude/Latitude	Longitude: -77.63725024542545	Latitude: 43.12318274984106

The approximate address of the point you clicked on is:
140 Elmwood Ave, Rochester, New York, 14611

County: Monroe
City: Rochester
USGS Quad: WEST HENRIETTA

Rare Plants and Rare Animals

This location is in the vicinity of Rare Freshwater Mussels – Not Listed by NYS

If your project or action is within or near an area with a rare animal, a permit may be required if the species is listed as endangered or threatened and the department determines the action may be harmful to the species or its habitat.

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Environmental Resource Mapper



The coordinates of the point you clicked on are:

UTM 18	Easting:	285840.04939803015	Northing:	4778159.3930390645
Longitude/Latitude	Longitude:	-77.63278232611368	Latitude:	43.125896233332405

The approximate address of the point you clicked on is:
Highland, Rochester, New York

County: Monroe
City: Rochester
USGS Quad: ROCHESTER WEST

Waterbody Classifications for Rivers/Streams

Regulation: B20-2
Standard: B
Classification: B

Mussel Screening Streams

Waterbody: Genesee River
Screening: S1 or S2 Freshwater Mussels
Fisheries Index Number: ONT-117

Please contact NYSDEC Regional Office if you plan to disturb the bed or banks of this waterbody.

National Wetlands Inventory

Attribute: R2U8H
Type: Riverine
Acres: 1672.468639649

For more information about the National Wetlands Inventory wetlands visit <http://www.fws.gov/wetlands/>

If your project or action is within or near an area with a rare animal, a permit may be required if the species is listed as endangered or threatened and the department determines the action may be harmful to the species or its habitat.

If your project or action is within or near an area with rare plants and/or significant natural communities, the environmental impacts may need to be addressed.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8

Spill Number: 9209279

Spill Date/Time

Spill Date: 10/29/1992 Spill Time: 12:30:00 PM

Call Received Date: 10/29/1992 Call Received Time: 12:45:00 PM

Location

Spill Name: GENESEE VALLEY PARK GRNDS

Address: 1 MOORE ROAD

City: ROCHESTER County: Monroe

Spill Description

Material Spilled Amount Spilled Resource Affected

#2 fuel oil UNKNOWN Soil

Cause: Other

Source: Institutional, Educational, Gov., Other

Waterbody:

Record Close

Date Spill Closed: 03/09/1995

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the Regional Office where the incident occurred.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8

Spill Number: 1404845

Spill Date/Time

Spill Date: 08/04/2014 Spill Time: 06:36:00 PM

Call Received Date: 08/04/2014 Call Received Time: 06:36:00 PM

Location

Spill Name: GENESEE RIVER

Address: ROUTE 390 & MOORE ROAD

City: ROCHESTER County: Monroe

Spill Description

Material Spilled **Amount Spilled** **Resource Affected**

unknown petroleum UNKNOWN Surface Water

Cause: Unknown

Source: Unknown

Waterbody:

Record Close

Date Spill Closed: 08/05/2014

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8
Spill Number: 8401695

Spill Date/Time

Spill Date: 09/26/1984 Spill Time: 08:00:00 AM
Call Received Date: 09/26/1984 Call Received Time: 08:57:00 AM

Location

Spill Name: GENESEE RIVER/ ELMWOOD AV
Address: GENESEE RIVER @ ELMWOOD
City: ROCHESTER County: Monroe

Spill Description

Material Spilled	Amount Spilled	Resource Affected
Material not identified	N/A	
Cause: Unknown		
Source: Unknown		
Waterbody: GENESEE RIVER		

Record Close

Date Spill Closed: 06/01/1986

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8

Spill Number: 8707022

Spill Date/Time

Spill Date: 11/17/1987 Spill Time: 12:30:00 PM

Call Received Date: 11/17/1987 Call Received Time: 12:50:00 PM

Location

Spill Name: GENESEE RIVER (ELMWOOD)

Address: GENESEE RIVER (ELMWOOD)

City: ROCHESTER County: Monroe

Spill Description

Material Spilled	Amount Spilled	Resource Affected
unknown petroleum	UNKNOWN	Surface Water
unknown hazardous material	UNKNOWN	Surface Water

Cause: Unknown

Source: Unknown

Waterbody: GENESEE RIVER

Record Close

Date Spill Closed: 11/19/1987

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8

Spill Number: 9104503

Spill Date/Time

Spill Date: 07/25/1991 Spill Time: 10:00:00 AM

Call Received Date: 07/25/1991 Call Received Time: 11:05:00 AM

Location

Spill Name: ELMWOOD FOOT BRIDGE

Address: ELMWOOD AVENUE

City: ROCHESTER County: Monroe

Spill Description

Material Spilled	Amount Spilled	Resource Affected
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Material not identified	N/A	
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Cause: Housekeeping

Source: Commercial/Industrial

Waterbody: GENESEE RIVER

Record Close

Date Spill Closed: 07/25/1991

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8

Spill Number: 9107382

Spill Date/Time

Spill Date: 10/08/1991 Spill Time: 06:30:00 PM

Call Received Date: 10/08/1991 Call Received Time: 07:00:00 PM

Location

Spill Name: GENESEE VALLEY PARK

Address: ELMWOOD

City: ROCHESTER County: Monroe

Spill Description

Material Spilled **Amount Spilled** **Resource Affected**

Material not identified N/A

Cause: Deliberate

Source: Commercial/Industrial

Waterbody: GENESEE RIVER

Record Close

Date Spill Closed: 10/30/1991

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8

Spill Number: 9205413

Spill Date/Time

Spill Date: 08/07/1992 Spill Time: 08:29:00 PM

Call Received Date: 08/07/1992 Call Received Time: 09:30:00 PM

Location

Spill Name: GENESEE RIVER

Address: ELMWOOD AVENUE BRIDGE

City: ROCHESTER County: Monroe

Spill Description

Material Spilled	Amount Spilled	Resource Affected
unknown petroleum	UNKNOWN	Surface Water

Cause: Unknown

Source: Unknown

Waterbody: GENESEE RIVER

Record Close

Date Spill Closed: 08/10/1992

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8

Spill Number: 9608968

Spill Date/Time

Spill Date: 10/18/1996 Spill Time: 12:50:00 PM

Call Received Date: 10/18/1996 Call Received Time: 01:06:00 PM

Location

Spill Name: GENESEE VALLEY PARK

Address: 100 ELMWOOD AVENUE

City: ROCHESTER County: Monroe

Spill Description

Material Spilled	Amount Spilled	Resource Affected
unknown petroleum	UNKNOWN	Soil

Cause: Unknown

Source: Institutional, Educational, Gov., Other

Waterbody:

Record Close

Date Spill Closed: 10/15/1999

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8

Spill Number: 0070164

Spill Date/Time

Spill Date: 06/09/2000 Spill Time: 11:05:00 AM

Call Received Date: 06/09/2000 Call Received Time: 11:05:00 AM

Location

Spill Name: GENESEE VALLEY PARK BOAT

Address: 131 ELMWOOD AVENUE

City: ROCHESTER County: Monroe

Spill Description

Material Spilled	Amount Spilled	Resource Affected
unknown petroleum	UNKNOWN	Soil

Cause: Unknown

Source: Unknown

Waterbody:

Record Close

Date Spill Closed: 02/26/2003

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the Regional Office where the incident occurred.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8
Spill Number: 0904948

Spill Date/Time

Spill Date: 07/29/2009 Spill Time: 11:36:00 AM
Call Received Date: 07/29/2009 Call Received Time: 11:36:00 AM

Location

Spill Name: GENESEE RIVER AT ELMWOOD AVE BRIDGE
Address: ELMWOOD AVENUE
City: ROCHESTER County: Monroe

Spill Description

Material Spilled	Amount Spilled	Resource Affected
Material not identified	N/A	
Cause: Unknown		
Source: Unknown		
Waterbody: GENESEE RIVER		

Record Close

Date Spill Closed: 07/31/2009

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the Regional Office where the incident occurred.

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Spill Incidents Database Search Details

Spill Record

Administrative Information

DEC Region: 8
Spill Number: 1806378

Spill Date/Time

Spill Date: 09/13/2018 Spill Time: 10:00:00 AM
Call Received Date: 09/13/2018 Call Received Time: 11:56:00 AM

Location

Spill Name: ON GRASS & GRAVEL
Address: EAST SIDE ELMWOOD AVE & 390 EXPRESSWAY
City: ROCHESTER County: Monroe

Spill Description

Material Spilled	Amount Spilled	Resource Affected
hydraulic oil	10 Gal.	Soil , Impervious Surface

Cause: Equipment Failure
Source: Institutional, Educational, Gov., Other
Waterbody:

Record Close

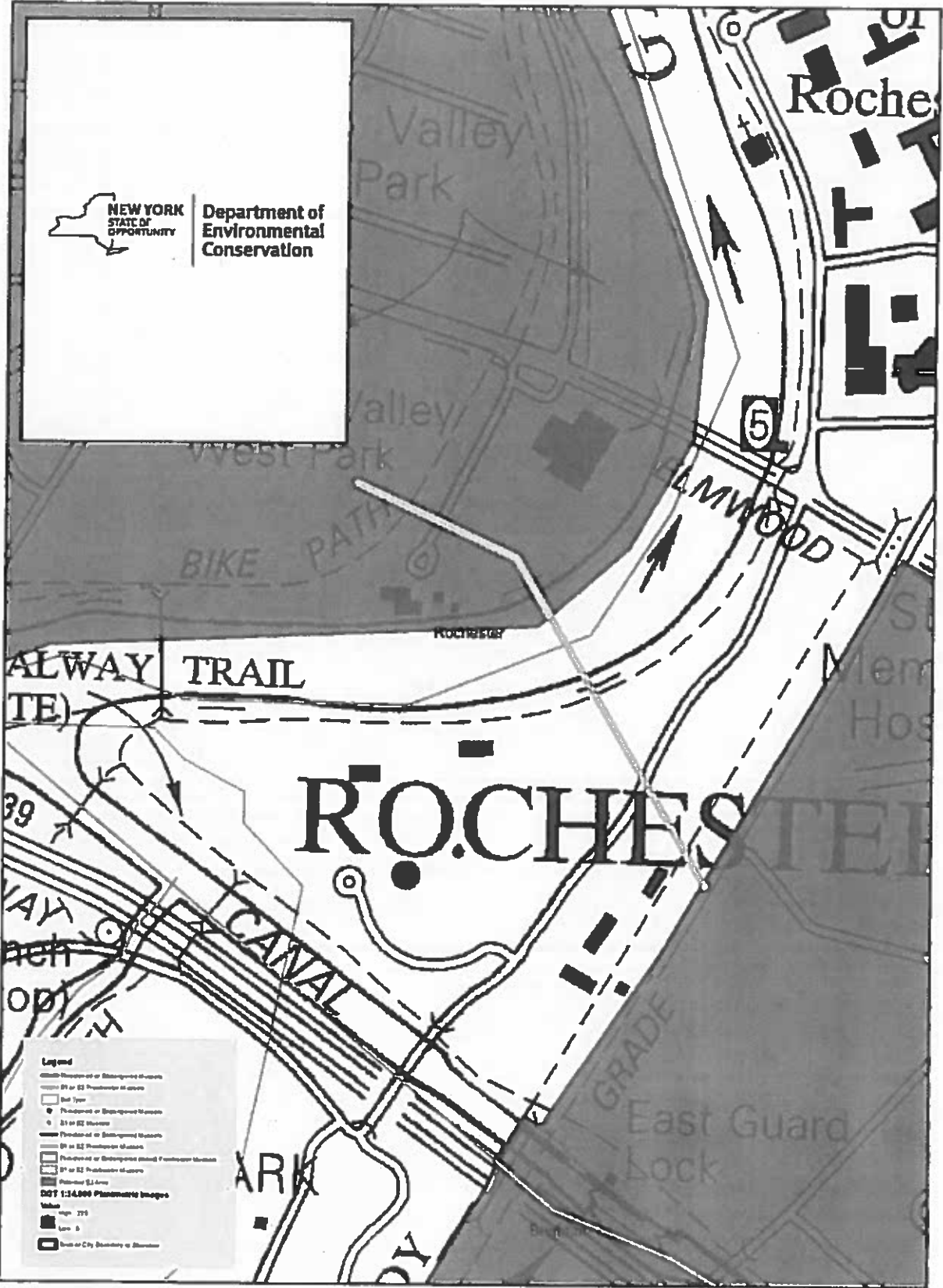
Date Spill Closed: 09/28/2018

"Date Spill Closed" means the date the spill case was closed by the case manager in the Department of Environmental Conservation (the Department). The spill case was closed because either; a) the records and data submitted indicate that the necessary cleanup and removal actions have been completed and no further remedial activities are necessary, or b) the case was closed for administrative reasons (e.g., multiple reports of a single spill consolidated into a single spill number). The Department however reserves the right to require additional remedial work in relation to the spill, if in the future it determines that further action is necessary.

If you have questions about this reported incident, please contact the Regional Office where the incident occurred.

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**Department of
Environmental
Conservation**

Legend

- Proposed or Discontinued Streets
- 01 or 02 Provisions at grade
- 03 or 04 Provisions at grade
- Proposed or Discontinued Streets
- 01 or 02 Provisions
- Proposed or Discontinued Streets
- 01 or 02 Provisions at grade
- 03 or 04 Provisions at grade
- 05 or 06 Provisions at grade
- 07 or 08 Provisions at grade
- 09 or 10 Provisions at grade
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DOT 1:24,000 Planometric Images

Scale: 1" = 200'

Year: 1995

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United States
Department of
Agriculture

NRCS

Natural
Resources
Conservation
Service

A product of the National
Cooperative Soil Survey,
a joint effort of the United
States Department of
Agriculture and other
Federal agencies, State
agencies including the
Agricultural Experiment
Stations, and local
participants

Custom Soil Resource Report for **Monroe County, New York**

Genesee Valley PS and FM



June 18, 2021

Preface

Soil surveys contain information that affects land use planning in survey areas. They highlight soil limitations that affect various land uses and provide information about the properties of the soils in the survey areas. Soil surveys are designed for many different users, including farmers, ranchers, foresters, agronomists, urban planners, community officials, engineers, developers, builders, and home buyers. Also, conservationists, teachers, students, and specialists in recreation, waste disposal, and pollution control can use the surveys to help them understand, protect, or enhance the environment.

Various land use regulations of Federal, State, and local governments may impose special restrictions on land use or land treatment. Soil surveys identify soil properties that are used in making various land use or land treatment decisions. The information is intended to help the land users identify and reduce the effects of soil limitations on various land uses. The landowner or user is responsible for identifying and complying with existing laws and regulations.

Although soil survey information can be used for general farm, local, and wider area planning, onsite investigation is needed to supplement this information in some cases. Examples include soil quality assessments (<http://www.nrcs.usda.gov/wps/portal/nrcs/main/soils/health/>) and certain conservation and engineering applications. For more detailed information, contact your local USDA Service Center (<https://offices.sc.egov.usda.gov/locator/app?agency=nrcs>) or your NRCS State Soil Scientist (http://www.nrcs.usda.gov/wps/portal/nrcs/detail/soils/contactus/?cid=nrcs142p2_053951).

Great differences in soil properties can occur within short distances. Some soils are seasonally wet or subject to flooding. Some are too unstable to be used as a foundation for buildings or roads. Clayey or wet soils are poorly suited to use as septic tank absorption fields. A high water table makes a soil poorly suited to basements or underground installations.

The National Cooperative Soil Survey is a joint effort of the United States Department of Agriculture and other Federal agencies, State agencies including the Agricultural Experiment Stations, and local agencies. The Natural Resources Conservation Service (NRCS) has leadership for the Federal part of the National Cooperative Soil Survey.

Information about soils is updated periodically. Updated information is available through the NRCS Web Soil Survey, the site for official soil survey information.

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How Soil Surveys Are Made

Soil surveys are made to provide information about the soils and miscellaneous areas in a specific area. They include a description of the soils and miscellaneous areas and their location on the landscape and tables that show soil properties and limitations affecting various uses. Soil scientists observed the steepness, length, and shape of the slopes; the general pattern of drainage; the kinds of crops and native plants; and the kinds of bedrock. They observed and described many soil profiles. A soil profile is the sequence of natural layers, or horizons, in a soil. The profile extends from the surface down into the unconsolidated material in which the soil formed or from the surface down to bedrock. The unconsolidated material is devoid of roots and other living organisms and has not been changed by other biological activity.

Currently, soils are mapped according to the boundaries of major land resource areas (MLRAs). MLRAs are geographically associated land resource units that share common characteristics related to physiography, geology, climate, water resources, soils, biological resources, and land uses (USDA, 2006). Soil survey areas typically consist of parts of one or more MLRA.

The soils and miscellaneous areas in a survey area occur in an orderly pattern that is related to the geology, landforms, relief, climate, and natural vegetation of the area. Each kind of soil and miscellaneous area is associated with a particular kind of landform or with a segment of the landform. By observing the soils and miscellaneous areas in the survey area and relating their position to specific segments of the landform, a soil scientist develops a concept, or model, of how they were formed. Thus, during mapping, this model enables the soil scientist to predict with a considerable degree of accuracy the kind of soil or miscellaneous area at a specific location on the landscape.

Commonly, individual soils on the landscape merge into one another as their characteristics gradually change. To construct an accurate soil map, however, soil scientists must determine the boundaries between the soils. They can observe only a limited number of soil profiles. Nevertheless, these observations, supplemented by an understanding of the soil-vegetation-landscape relationship, are sufficient to verify predictions of the kinds of soil in an area and to determine the boundaries.

Soil scientists recorded the characteristics of the soil profiles that they studied. They noted soil color, texture, size and shape of soil aggregates, kind and amount of rock fragments, distribution of plant roots, reaction, and other features that enable them to identify soils. After describing the soils in the survey area and determining their properties, the soil scientists assigned the soils to taxonomic classes (units). Taxonomic classes are concepts. Each taxonomic class has a set of soil characteristics with precisely defined limits. The classes are used as a basis for comparison to classify soils systematically. Soil taxonomy, the system of taxonomic classification used in the United States, is based mainly on the kind and character of soil properties and the arrangement of horizons within the profile. After the soil

Custom Soil Resource Report

scientists classified and named the soils in the survey area, they compared the individual soils with similar soils in the same taxonomic class in other areas so that they could confirm data and assemble additional data based on experience and research.

The objective of soil mapping is not to delineate pure map unit components; the objective is to separate the landscape into landforms or landform segments that have similar use and management requirements. Each map unit is defined by a unique combination of soil components and/or miscellaneous areas in predictable proportions. Some components may be highly contrasting to the other components of the map unit. The presence of minor components in a map unit in no way diminishes the usefulness or accuracy of the data. The delineation of such landforms and landform segments on the map provides sufficient information for the development of resource plans. If intensive use of small areas is planned, onsite investigation is needed to define and locate the soils and miscellaneous areas.

Soil scientists make many field observations in the process of producing a soil map. The frequency of observation is dependent upon several factors, including scale of mapping, intensity of mapping, design of map units, complexity of the landscape, and experience of the soil scientist. Observations are made to test and refine the soil-landscape model and predictions and to verify the classification of the soils at specific locations. Once the soil-landscape model is refined, a significantly smaller number of measurements of individual soil properties are made and recorded. These measurements may include field measurements, such as those for color, depth to bedrock, and texture, and laboratory measurements, such as those for content of sand, silt, clay, salt, and other components. Properties of each soil typically vary from one point to another across the landscape.

Observations for map unit components are aggregated to develop ranges of characteristics for the components. The aggregated values are presented. Direct measurements do not exist for every property presented for every map unit component. Values for some properties are estimated from combinations of other properties.

While a soil survey is in progress, samples of some of the soils in the area generally are collected for laboratory analyses and for engineering tests. Soil scientists interpret the data from these analyses and tests as well as the field-observed characteristics and the soil properties to determine the expected behavior of the soils under different uses. Interpretations for all of the soils are field tested through observation of the soils in different uses and under different levels of management. Some interpretations are modified to fit local conditions, and some new interpretations are developed to meet local needs. Data are assembled from other sources, such as research information, production records, and field experience of specialists. For example, data on crop yields under defined levels of management are assembled from farm records and from field or plot experiments on the same kinds of soil.

Predictions about soil behavior are based not only on soil properties but also on such variables as climate and biological activity. Soil conditions are predictable over long periods of time, but they are not predictable from year to year. For example, soil scientists can predict with a fairly high degree of accuracy that a given soil will have a high water table within certain depths in most years, but they cannot predict that a high water table will always be at a specific level in the soil on a specific date.

After soil scientists located and identified the significant natural bodies of soil in the survey area, they drew the boundaries of these bodies on aerial photographs and

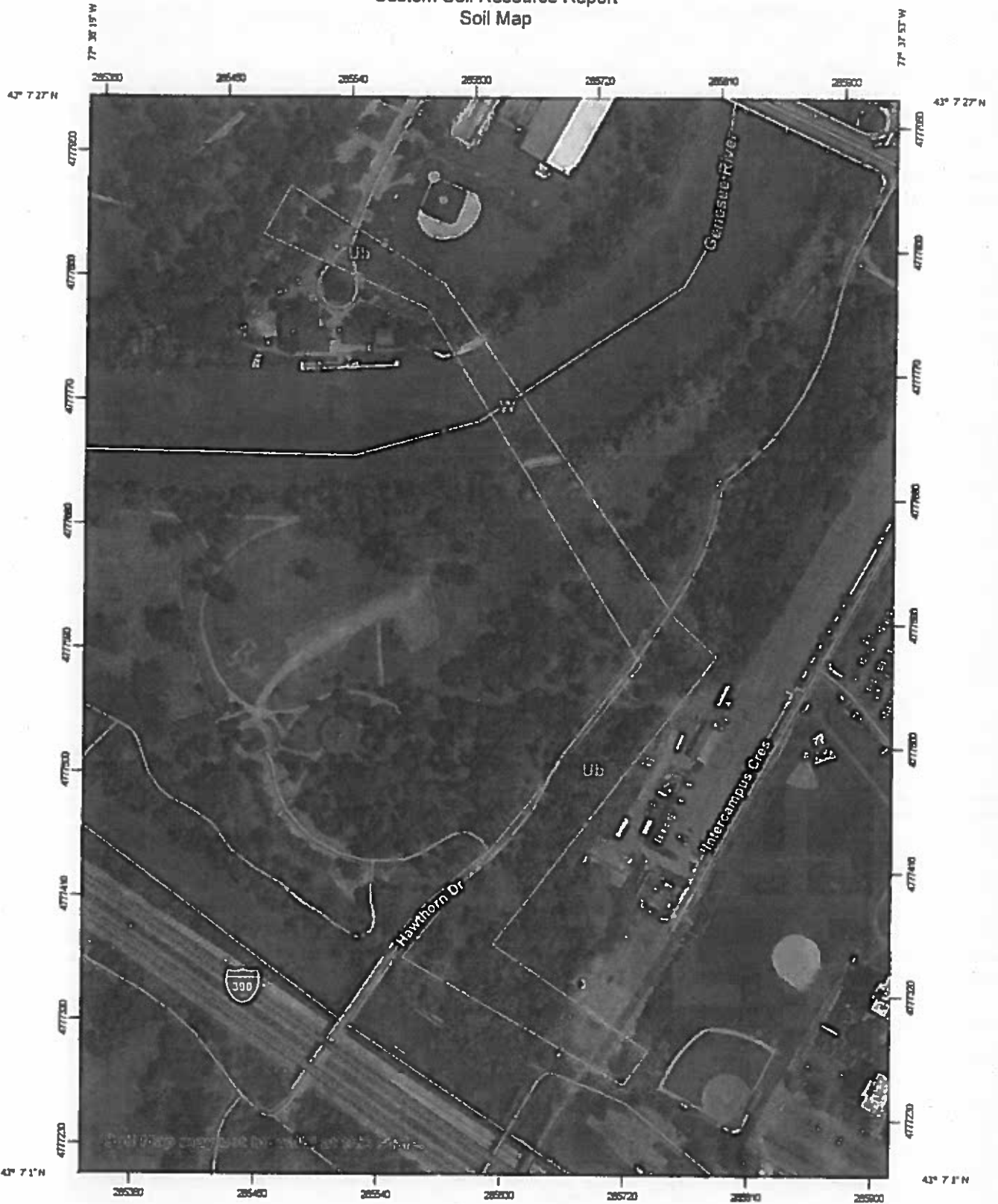
Custom Soil Resource Report

identified each as a specific map unit. Aerial photographs show trees, buildings, fields, roads, and rivers, all of which help in locating boundaries accurately.

Soil Map

The soil map section includes the soil map for the defined area of interest, a list of soil map units on the map and extent of each map unit, and cartographic symbols displayed on the map. Also presented are various metadata about data used to produce the map, and a description of each soil map unit.

Custom Soil Resource Report
Soil Map



Map Scale: 1:3,810 if printed on A portrait (8.5" x 11") sheet.



Map projection: Web Mercator Corner coordinates: WGS84 Edge tics: UTM Zone 18N WGS84

MAP LEGEND

- Area of Interest (AOI)
 - Area of Interest (AOI)
 - Soils
 - Soil Map Unit Polygons
 - Soil Map Unit Lines
 - Soil Map Unit Points
- Special Point Features
 - Blowout
 - Borrow Pit
 - Clay Spot
 - Closed Depression
 - Gravel Pit
 - Gravelly Spot
 - Landfill
 - Lava Flow
 - Marsh or swamp
 - Mine or Quarry
 - Miscellaneous Water
 - Perennial Water
 - Rock Outcrop
 - Saline Spot
 - Sandy Spot
 - Severely Eroded Spot
 - Sinkhole
 - Slide or Slip
 - Sodic Spot
- Water Features
 - Streams and Canals
- Transportation
 - Rails
 - Interstate Highways
 - US Routes
 - Major Roads
 - Local Roads
- Background
 - Aerial Photography
- Other Features
 - Spoil Area
 - Stony Spot
 - Very Stony Spot
 - Wet Spot
 - Other
 - Special Line Features

MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:15,800.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service
 Web Soil Survey URL:
 Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Monroe County, New York
 Survey Area Data: Version 19, Jun 11, 2020

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: May 27, 2020—Jun 15, 2020

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

Map Unit Legend

Map Unit Symbol	Map Unit Name	Acres in AOI	Percent of AOI
Ub	Urban land	7.1	91.7%
W	Water	0.6	8.3%
Totals for Area of Interest		7.7	100.0%

Map Unit Descriptions

The map units delineated on the detailed soil maps in a soil survey represent the soils or miscellaneous areas in the survey area. The map unit descriptions, along with the maps, can be used to determine the composition and properties of a unit.

A map unit delineation on a soil map represents an area dominated by one or more major kinds of soil or miscellaneous areas. A map unit is identified and named according to the taxonomic classification of the dominant soils. Within a taxonomic class there are precisely defined limits for the properties of the soils. On the landscape, however, the soils are natural phenomena, and they have the characteristic variability of all natural phenomena. Thus, the range of some observed properties may extend beyond the limits defined for a taxonomic class. Areas of soils of a single taxonomic class rarely, if ever, can be mapped without including areas of other taxonomic classes. Consequently, every map unit is made up of the soils or miscellaneous areas for which it is named and some minor components that belong to taxonomic classes other than those of the major soils.

Most minor soils have properties similar to those of the dominant soil or soils in the map unit, and thus they do not affect use and management. These are called noncontrasting, or similar, components. They may or may not be mentioned in a particular map unit description. Other minor components, however, have properties and behavioral characteristics divergent enough to affect use or to require different management. These are called contrasting, or dissimilar, components. They generally are in small areas and could not be mapped separately because of the scale used. Some small areas of strongly contrasting soils or miscellaneous areas are identified by a special symbol on the maps. If included in the database for a given area, the contrasting minor components are identified in the map unit descriptions along with some characteristics of each. A few areas of minor components may not have been observed, and consequently they are not mentioned in the descriptions, especially where the pattern was so complex that it was impractical to make enough observations to identify all the soils and miscellaneous areas on the landscape.

The presence of minor components in a map unit in no way diminishes the usefulness or accuracy of the data. The objective of mapping is not to delineate pure taxonomic classes but rather to separate the landscape into landforms or landform segments that have similar use and management requirements. The delineation of such segments on the map provides sufficient information for the development of resource plans. If intensive use of small areas is planned, however,

Custom Soil Resource Report

onsite investigation is needed to define and locate the soils and miscellaneous areas.

An identifying symbol precedes the map unit name in the map unit descriptions. Each description includes general facts about the unit and gives important soil properties and qualities.

Soils that have profiles that are almost alike make up a *soil series*. Except for differences in texture of the surface layer, all the soils of a series have major horizons that are similar in composition, thickness, and arrangement.

Soils of one series can differ in texture of the surface layer, slope, stoniness, salinity, degree of erosion, and other characteristics that affect their use. On the basis of such differences, a soil series is divided into *soil phases*. Most of the areas shown on the detailed soil maps are phases of soil series. The name of a soil phase commonly indicates a feature that affects use or management. For example, Alpha silt loam, 0 to 2 percent slopes, is a phase of the Alpha series.

Some map units are made up of two or more major soils or miscellaneous areas. These map units are complexes, associations, or undifferentiated groups.

A *complex* consists of two or more soils or miscellaneous areas in such an intricate pattern or in such small areas that they cannot be shown separately on the maps. The pattern and proportion of the soils or miscellaneous areas are somewhat similar in all areas. Alpha-Beta complex, 0 to 6 percent slopes, is an example.

An *association* is made up of two or more geographically associated soils or miscellaneous areas that are shown as one unit on the maps. Because of present or anticipated uses of the map units in the survey area, it was not considered practical or necessary to map the soils or miscellaneous areas separately. The pattern and relative proportion of the soils or miscellaneous areas are somewhat similar. Alpha-Beta association, 0 to 2 percent slopes, is an example.

An *undifferentiated group* is made up of two or more soils or miscellaneous areas that could be mapped individually but are mapped as one unit because similar interpretations can be made for use and management. The pattern and proportion of the soils or miscellaneous areas in a mapped area are not uniform. An area can be made up of only one of the major soils or miscellaneous areas, or it can be made up of all of them. Alpha and Beta soils, 0 to 2 percent slopes, is an example.

Some surveys include *miscellaneous areas*. Such areas have little or no soil material and support little or no vegetation. Rock outcrop is an example.

Monroe County, New York

Ub—Urban land

Map Unit Setting

National map unit symbol: 9tn8
Mean annual precipitation: 30 to 35 inches
Mean annual air temperature: 46 to 50 degrees F
Frost-free period: 145 to 190 days
Farmland classification: Not prime farmland

Map Unit Composition

Urban land: 80 percent
Minor components: 20 percent
Estimates are based on observations, descriptions, and transects of the mapunit.

Minor Components

Brockport

Percent of map unit: 5 percent
Hydric soil rating: No

Alton

Percent of map unit: 5 percent
Hydric soil rating: No

Madrid

Percent of map unit: 5 percent
Hydric soil rating: No

Sun

Percent of map unit: 5 percent
Landform: Depressions
Hydric soil rating: Yes

W—Water

Map Unit Setting

National map unit symbol: bpm8
Mean annual precipitation: 30 to 35 inches
Mean annual air temperature: 46 to 50 degrees F
Frost-free period: 145 to 190 days
Farmland classification: Not prime farmland

Map Unit Composition

Water: 100 percent
Estimates are based on observations, descriptions, and transects of the mapunit.

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By Legislators Wright, Hebert and Morelle, Jr.

Intro. No. 412

RESOLUTION NO. 294 OF 2021

AUTHORIZING CONTRACTS WITH MRB GROUP FOR PROFESSIONAL ENGINEERING SERVICES AND UNIVERSITY OF ROCHESTER FOR GENESEE VALLEY PUMP STATION PROJECT

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute a contract with MRB Group in the amount of \$346,670 for professional engineering services for the Genesee Valley Pump Station project, and any amendments necessary to complete the project within the total capital fund(s) appropriation.

Section 2. The County Executive, or his designee, is hereby authorized to execute a contract with the University of Rochester for financial participation in and the conveyance of interest in real property for the Genesee Valley Pump Station project.

Section 3. Funding for this project, consistent with authorized uses, will be included in the capital fund 2009 and in any other capital fund(s) created for the same intended purpose. The local funding for this project will ultimately be provided by Pure Waters District user fees.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 23, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0303

ADOPTION: Date: September 14, 2021

Vote: 27-0

(Legislator Hasman Declared Her Interest Prior to the Vote.)

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Adele Belli DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Wright and Hebert

Intro. No. 413

RESOLUTION NO. 295 OF 2021

AUTHORIZING ACCEPTANCE OF ENGINEERING PLANNING GRANT FROM NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION FOR FRANK E. VAN LARE WATER RESOURCE RECOVERY FACILITY – RECYCLE IMPROVEMENTS STUDY

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to execute a Grant Agreement with the New York State Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the project and to fulfill Monroe County's obligations under the Grant Agreement for the Frank E. Van Lare Water Resource Recovery Facility – Recycle Improvements Study (EPG Application Number 105194).

Section 2. The 2021 operating budget of the Department of Environmental Services is hereby amended by appropriating the sum of \$50,000 into pure waters fund 9007, funds center 8575010000 Rochester Pure Waters District Special Expense Administration.

Section 3. The County Executed is hereby authorized to appropriate a minimum 20% local match, in addition to in-kind services, as required by the EPG Program for the Frank E. Van Lare Water Resource Recovery Facility – Recycle Improvements Study (EPG Application Number 105194). Under the EPG Program, this local match must be at least 20% of the EPG grant award of \$50,000. The source of the local match and any amount in excess of the required local match is included in the 2021 operating budget of the Department of Environmental Services, pure waters fund 9007, funds center 8575010000 Rochester Pure Waters District Special Expense Administration.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Environment and Public Works Committee; August 23, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0305

ADOPTION: Date: September 14, 2021

Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED:

VETOED:

SIGNATURE: Adrian Bell

DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Dondorfer and Hebert

Intro. No. 414

RESOLUTION NO. 296 OF 2021

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR NEW YORK STATE'S HIGHWAY SAFETY PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept an \$11,820 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee for the New York State's Highway Safety Program for the period of October 1, 2021 through September 30, 2022.

Section 2. The 2021 operating budget of the Office of the Sheriff is hereby amended by appropriating the sum of \$11,820 into general fund 9300, funds center 3803010000, Police Bureau Administration.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 23, 2021 - CV: 8-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 20-0307

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: VETOED:

SIGNATURE: Adley Bello DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Dondorfer and Hebert

Intro. No. 415

RESOLUTION NO. 297 OF 2021

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR 2020-21 PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$221,878 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Homeland Security and Emergency Services for the 2020-21 Public Safety Answering Points Operations Grant Program for the period of January 1, 2021 through December 31, 2021.

Section 2. Funding for this grant is included in the 2021 operating budget of the Department of Public Safety, general fund 9001, funds center 2407010000, 9-1-1 Emergency Communications.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 23, 2021 - CV: 9-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0308

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Orlando Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Dondorfer and Hebert

Intro. No. 416

RESOLUTION NO. 298 OF 2021

ACCEPTING GRANT FROM NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR HIGHWAY SAFETY PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or-his designee, is hereby authorized to accept a \$103,200 grant from, and to execute a contract and any amendments thereto with, the New York State Governor's Traffic Safety Committee for the Highway Safety Program for the period of October 1, 2021 through September 30, 2022.

Section 2. The 2021 operating budget of the Department of Public Safety is hereby amended by appropriating the sum of \$103,200 into general fund 9300, funds center 2405100000, Community Traffic Safety Program.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 23, 2021 - CV: 9-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0309

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Adrian Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Dondorfer and Hebert

Intro. No. 417

RESOLUTION NO. 299 OF 2021

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR 2021-2022 AID TO CRIME LABORATORIES PROGRAM (MONROE COUNTY CRIME LABORATORY)

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$600,916 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the 2021-2022 Aid to Crime Laboratories Program for the period of July 1, 2021 through June 30, 2022.

Section 2. Funding is included in the 2021 operating budget of the Department of Public Safety, general fund 9001, funds center 2408040200, Aid To Crime Labs.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 23, 2021 - CV: 9-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0310

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Adrian Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Dondorfer and Hebert

Intro. No. 418

RESOLUTION NO. 300 OF 2021

ACCEPTING GRANT FROM NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR COUNTY REENTRY TASK FORCE PROGRAM AND AUTHORIZING CONTRACT WITH DELPHI DRUG AND ALCOHOL COUNCIL, INC.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$334,064 grant from, and to execute a contract and any amendments thereto with, the New York State Division of Criminal Justice Services for the County Reentry Task Force Program for the period of October 1, 2021 through September 30, 2022.

Section 2. The 2021 operating budget of the Department of Public Safety, Office of Probation and Community Corrections is hereby amended by appropriating the sum of \$334,064 into general fund 9300, funds center 2403010000, Probation/Community Corrections Administration.

Section 3. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Delphi Drug and Alcohol Council, Inc. for coordination and provision of the County Reentry Task Force services in the amount of \$334,064 for the period of October 1, 2021 through September 30, 2022.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law, and when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 23, 2021 - CV: 9-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0311

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: VETOED:

SIGNATURE: Adaf Bellw DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Dondorfer, Ancello and Hebert

Intro. No. 419

RESOLUTION NO. 301 OF 2021

ACCEPTING GRANT FROM UNITED STATES DEPARTMENT OF JUSTICE, OFFICE ON VIOLENCE AGAINST WOMEN, FOR IMPROVING CRIMINAL JUSTICE RESPONSES GRANT PROGRAM, ALSO KNOWN AS THE ARREST PROGRAM, AND AUTHORIZING INTERMUNICIPAL AGREEMENT WITH CITY OF ROCHESTER AND CONTRACTS WITH LEGAL AID SOCIETY OF ROCHESTER, NEW YORK, PLANNED PARENTHOOD OF CENTRAL AND WESTERN NEW YORK, INC., AND WILLOW DOMESTIC VIOLENCE CENTER OF GREATER ROCHESTER, INC.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$1,000,000 grant from, and to execute a contract and any amendments thereto with, the United States Department of Justice, Office on Violence Against Women for the Improving Criminal Justice Responses Grant Program for the period of October 1, 2020 through September 30, 2023.

Section 2. The 2021 operating budget of the Department of Public Safety, Office of Probation and Community Corrections, is hereby amended by appropriating the sum of \$1,000,000 into general fund 9300, funds center 2403040000, Supervision General.

Section 3. The County Executive, or his designee, is hereby authorized to execute an intermunicipal agreement, and any amendments thereto, with the City of Rochester for a Victim Assistance Counselor and a Domestic Abuse Response Team for the Improving Criminal Justice Responses Grant Program in an amount not to exceed \$111,890 for the period of October 1, 2020 through September 30, 2023.

Section 4. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with the Legal Aid Society of Rochester, New York, for legal representation of domestic violence victims for the Improving Criminal Justice Responses Grant Program, in an amount not to exceed \$295,147 for the period of October 1, 2020 through September 30, 2023.

Section 5. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Planned Parenthood of Central and Western New York, Inc., for crisis intervention and support services to victims for the Improving Criminal Justice Responses Grant Program in an amount not to exceed \$113,424 for the period of October 1, 2020 through September 30, 2023.

Section 6. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Willow Domestic Violence Center of Greater Rochester, Inc., for collaborative-enhanced victim services for the Improving Criminal Justice Responses Grant Program in an amount not to exceed \$168,074 for the period of October 1, 2020 through September 30, 2023.

Section 7. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 8. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of

positions shall be in accordance with New York State Civil Services Law, and when applicable, the terms of any labor agreement affecting such positions.

Section 9. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Public Safety Committee; August 23, 2021 - CV: 9-0

Intergovernmental Relations Committee; August 24, 2021 - CV: 3-0

Ways and Means Committee; August 24, 2021 - CV: 11-0

File No. 21-0312

ADOPTION: Date: September 14, 2021

Vote: 27-0

(Legislator Morelle, Jr. Declared His Interest Prior to the Vote.)

ACTION BY THE COUNTY EXECUTIVE

APPROVED:

VETOED:

SIGNATURE: Adrian Belli

DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Taylor and Hebert

Intro. No. 420

RESOLUTION NO. 302 OF 2021

ACCEPTING GRANT FROM NEW YORK STATE OFFICE FOR THE AGING FOR PAYMENT OF EXPENSES TO RESPOND TO COVID-19 PUBLIC HEALTH EMERGENCY AND ITS NEGATIVE IMPACTS

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$2,657,852 grant from, and to execute a contract and any amendments thereto with, the New York State Office for the Aging for payment of expenses to respond to the Coronavirus public Health emergency and its negative economic impacts for the period April 1, 2021 through September 30, 2024.

Section 2. The 2021 operating budget of the Department of Human Services, Office for the Aging is hereby amended by appropriating the sum of \$1,247,605 into general fund 9300, funds center 5501030000, Support and Service Contracts and the sum of \$1,410,247 into general fund 9300, funds center 5501040000, Nutrition Service Contracts.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 24, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0313

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Cedric Boldo DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Taylor and Hebert

Intro. No. 421

RESOLUTION NO. 303 OF 2021

ACCEPTING TWO GRANTS FROM NEW YORK STATE OFFICE FOR THE AGING FOR AGING AND DISABILITY RESOURCE CENTERS/NO WRONG DOOR SYSTEMS COVID-19 VACCINE ACCESS SUPPLEMENTAL FUNDING PROGRAM AND EXPANDING ACCESS TO COVID-19 VACCINES VIA AGING NETWORK PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept two grants from, and to execute contracts and any amendments thereto with, the New York State Office for the Aging for the Aging and Disability Resource Centers/No Wrong Door Systems COVID-19 Vaccine Access Supplemental Funding Program in the amount of \$35,823 and for the Expanding Access to COVID-19 Vaccines via the Aging Network Program in the amount of \$94,174 for the period April 1, 2021 through September 30, 2022.

Section 2. The 2021 operating budget of the Department of Human Services, Office for the Aging is hereby amended by appropriating the sum of \$35,823 into general fund 9001, funds center 5501050000, Education, Training and Wellness Contracts.

Section 3. The 2021 operating budget of the Department of Human Services, Office for the Aging is hereby amended by appropriating the sum of \$94,174 into general fund 9001, funds center 5501030000, Support and Service Contracts.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of the grant awards in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the New York State Office for the Aging's requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 5. Should funding of these programs be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify these programs and, where applicable, to terminate or abolish some or all positions funded under such programs. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 24, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0314

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Orday Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Taylor and Hebert

Intro. No. 422

RESOLUTION NO. 304 OF 2021

AMENDING RESOLUTION 214 OF 2015, AS AMENDED BY RESOLUTION 403 OF 2015, RESOLUTION 250 OF 2016, RESOLUTION 294 OF 2017, AND RESOLUTION 198 OF 2020, TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF HEALTH AND EXTENDING TIME PERIOD AND AUTHORIZING CONTRACT WITH ROCHESTER REGIONAL HEALTH, THROUGH ITS ROCHESTER GENERAL HOSPITAL PERMITTED LABORATORIES, FOR THE PUBLIC HEALTH CAMPAIGN PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 214 of 2015, as amended by Resolution 403 of 2015, Resolution 250 of 2016, Resolution 294 of 2017, and Resolution 198 of 2020 is hereby amended to read as follows:

The County Executive, or his designee, is hereby authorized to accept a ~~\$487,125~~ \$580,875 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health, for the Public Health Campaign Program, for the period of April 1, 2015 through ~~June 30, 2021~~ September 30, 2022.

Section 2. The 2021 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$93,750 into general fund 9300, funds center 5802030100, STD Clinic.

Section 3. The County Executive, or his designee, is hereby authorized to execute a contract, and any amendments thereto, with Rochester Regional Health to provide clinical laboratory services for the Monroe County Department of Public Health through its Rochester General Hospital Permitted Laboratories in an amount not to exceed \$24,000 for the period of July 1, 2021 through September 30, 2022.

Section 4. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 24, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0315

ADOPTION: Date: September 14, 2021

Vote: 27-0

(President Carbone and Legislator LaMar Declared Their Interest Prior to the Vote.)

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Adrian Ballw DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

Added language is underlined.
Deleted language is ~~stricken~~.

By Legislators Taylor, Hebert and Lee

Intro. No. 423

RESOLUTION NO. 305 OF 2021

AMENDING RESOLUTION 132 OF 2016, AS AMENDED BY RESOLUTION 251 OF 2016, TO ACCEPT ADDITIONAL FUNDING FROM NEW YORK STATE DEPARTMENT OF HEALTH AND EXTENDING TIME PERIOD FOR LEAD POISONING PREVENTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Section 1 of Resolution 132 of 2016, as amended by Resolution 251 of 2016, is hereby amended to read as follows:

The County Executive, or ~~her~~ his designee, is hereby authorized to accept a ~~\$1,926,728~~ \$2,299,632 grant from, and to execute a contract and any amendments thereto with, the New York State Department of Health; for the Lead Poisoning Prevention Program, for the period of October 1, 2015 through September 30, ~~2020~~ 2021.

Section 2. The 2021 operating grant budget of the Department of Public Health is hereby amended by appropriating the sum of \$372,904 into general fund 9300, funds center 5806110000, Lead Programs.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 24, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0316

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Orday Bellu DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

Added language is underlined.

Deleted language is ~~stricken~~.

By Legislators Taylor, Hebert, Flagler-Mitchell and LaMar

Intro. No. 424

RESOLUTION NO. 306 OF 2021

ACCEPTING GRANT FROM HEALTH RESEARCH, INC. FOR OVERDOSE DATA TO ACTION PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a grant in an amount not to exceed \$72,000 from, and to execute a contract and any amendments thereto with, Health Research, Inc. for the Overdose Data to Action Program for the period of September 1, 2021 through August 31, 2022.

Section 2. The 2021 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$72,000 into general fund 9300, funds center 5809010000, Epidemiology and Disease Control.

Section 3. The County Executive, or his designee, is hereby authorized to appropriate up to \$100,000 in additional restricted New York State Department of Health emergency placeholder funding upon approval by New York State.

Section 4. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within the grant guidelines to meet contractual commitments.

Section 5. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 24, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0317

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____ VETOED: _____

SIGNATURE: Adely Bellis DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

RESOLUTION NO. 307 OF 2021

DIRECTING THE REFUND OF CERTAIN MONROE COUNTY TAXES LEVIED AND COLLECTED AGAINST PROPERTY IN TOWN OF BRIGHTON.

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. A portion of the Monroe County taxes in the following amounts shall be refunded:

<u>Year</u>	<u>Amount</u>	<u>City or Town</u>	<u>Tax Acct. No.</u>	<u>Refunded To:</u>
2019	\$11,571.10	Town of Brighton	148.18-2-8	Genesee Reserve Supply PO Box 20619 Rochester, NY 14602-0619
2020	\$11,778.86	Town of Brighton	148.18-2-8	Genesee Reserve Supply PO Box 20619 Rochester, NY 14602-0619
2021	\$12,075.35	Town of Brighton	148.18-2-8	Genesee Reserve Supply PO Box 20619 Rochester, NY 14602-0619

Section 2. The Controller is hereby authorized and directed to draw an order on the Director of Finance - Chief Financial Officer payable from the Erroneous Assessment Account for the total sum of \$35,425.31 payable to the above named person(s) in the above listed amount.

Section 3. The following amount shall be levied against the following account:

<u>Accounts</u>	<u>Amounts</u>
Monroe County	\$16,276.11
County Services	\$1,450.63
Town of Brighton	\$10,922.70
West Brighton Fire District	\$6,515.39
Brighton Ambulance	<u>\$260.48</u>
	\$35,425.31

Section 4. The Application for Refund of Real Property Taxes, and duplicate copies thereof, for the tax account number set forth in Section 1 hereof, are hereby marked approved, and the amount of the refund set forth in Section 1 hereof are hereby entered on each such application and duplicate copy thereof.

Section 5. The Director of Real Property Tax Services is hereby authorized and directed to mail to the applicant the duplicate copy of each application that has been marked approved.

Section 6. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0318

ADOPTION: Date: September 14, 2021

Vote: 27-0

ACTION BY COUNTY EXECUTIVE

APPROVED: _____

VETOED: _____

SIGNATURE: _____

Adley Belli

DATE: _____

9/21/2021

EFFECTIVE DATE OF RESOLUTION: _____

9/21/2021

By Legislators Taylor and Hebert

Intro. No. 426

RESOLUTION NO. 308 OF 2021

CONFIRMING REAPPOINTMENT TO MONROE COUNTY BOARD OF HEALTH

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. In accordance with C6-12(j) of the Monroe County Charter, the following reappointment to the Monroe County Board of Health for term to expire on August 31, 2025 is hereby confirmed:

- Elizabeth A. Kiss, 75 Ashlyn Rise, Fairport, New York 14450

Section 2. This resolution shall take effect immediately.

Human Services Committee; August 24, 2021 - CV: 7-0
File No. 21-0319

ADOPTION: Date: September 14, 2021 Vote: 27-0

By Legislators DiFlorio and Hebert

Intro. No. 427

RESOLUTION NO. 309 OF 2021

**AUTHORIZING SETTLEMENT OF NOTICE OF CLAIM AGAINST MONROE COUNTY
SUBMITTED BY FRANCES CARRATHERS**

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The settlement of the claim for \$11,148 is hereby authorized.

Section 2. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlement.

Section 3. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0320

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Orley Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Taylor and Hebert

Intro. No. 428

RESOLUTION NO. 310 OF 2021

ACCEPTING GRANT FROM HEALTH RESEARCH, INC. FOR EPIDEMIOLOGY AND LABORATORY CAPACITY REOPENING SCHOOLS PROGRAM

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The County Executive, or his designee, is hereby authorized to accept a \$15,913,290 grant from, and to execute a contract and any amendments thereto with, Health Research, Inc. for the Epidemiology and Laboratory Reopening Schools Program for the period of July 1, 2021 through July 31, 2022.

Section 2. The 2021 operating budget of the Department of Public Health is hereby amended by appropriating the sum of \$15,913,290 into general fund 9300, funds center 5801090000, Public Health Preparedness.

Section 3. The County Executive is hereby authorized to appropriate any subsequent years of the grant award in accordance with the grant terms, to reappropriate any unencumbered balances during the grant period according to the grantor requirements, and to make any necessary funding modifications within grant guidelines to meet contractual commitments.

Section 4. Should funding of this program be modified or terminated for any reason, the County Executive is hereby authorized to terminate or modify the program and, where applicable, to terminate or abolish some or all positions funded under such program. Any termination or abolishment of positions shall be in accordance with New York State Civil Service Law and, when applicable, the terms of any labor agreement affecting such positions.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Human Services Committee; August 24, 2021 - CV: 7-0
Ways and Means Committee; August 24, 2021 - CV: 11-0
File No. 21-0324

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Adley Bell DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

By Legislators Taylor, Felder, Lee, Baynes, Flagler-Mitchell, Hebert, LaMar, Maffucci and Yudelson

Intro. No. 393

RESOLUTION NO. 283 OF 2021

AUTHORIZING TWO SETTLEMENT AGREEMENTS IN NEW YORK COORDINATED OPIOID LITIGATION (SUPREME COURT, SUFFOLK COUNTY INDEX NO. 400000/2017)

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. The Legislature hereby authorizes the settlement and release of the County's claims against Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Janssen Pharmaceutica, Inc. in *In re Opioid Litigation* (Supreme Court, Suffolk County Index No. 400000/2017).

Section 2. The Legislature hereby authorizes the settlement and release of the County's claims against McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation in *In re Opioid Litigation* (Supreme Court, Suffolk County Index No. 400000/2017).

Section 3. The County Executive, or his designee, is hereby authorized to execute and deliver any and all documents necessary to effectuate such settlements.

Section 4. The County Controller is hereby authorized to establish a trust fund for the receipt and accounting of Monroe County's share of funding resulting from the Opioid Litigation settlement.

Section 5. This resolution shall take effect in accordance with Section C2-7 of the Monroe County Charter.

Matter of Urgency
File No. 21-0359

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: _____

VETOED: _____

SIGNATURE: _____

DATE: _____

EFFECTIVE DATE OF RESOLUTION: _____

Cedric Bell 9/14/2021
9/14/2021

By Legislators Brew, Hebert, Felder, Lee, Flagler-Mitchell and LaMar

Intro. No. 429

RESOLUTION NO. 311 OF 2021

APPOINTMENTS TO THE LEGISLATIVE DISTRICT REVISION COMMITTEE

BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF MONROE, as follows:

Section 1. Pursuant to Section C2-12 of the Monroe County Charter, the following are hereby appointed to the Legislative District Revision Commission:

Dr. Joe Carbone, President of the Monroe County Legislature, Chairman
Legislator Steve Brew, Republican Majority Party Representative
Legislator Joshua Bauroth, Democratic Minority Party Representative
Lisa Nicolay, Monroe County Elections Commissioner
Jackie Ortiz, Monroe County Elections Commissioner

Section 2. In accordance with Section C2-12, the Commission shall study the official census data and make recommendations to the Legislature in the form of a proposed local law as to changes in the boundaries of legislative districts, within three months after the appointment of this Commission.

Section 3. This resolution shall take effect immediately.

Matter of Urgency
File No. 21-0360

ADOPTION: Date: September 14, 2021 Vote: 27-0

ACTION BY THE COUNTY EXECUTIVE

APPROVED: ✓ VETOED: _____

SIGNATURE: Calvin Bello DATE: 9/21/2021

EFFECTIVE DATE OF RESOLUTION: 9/21/2021

ELECTION NO. 3 OF 2021

ELECTION OF THE CLERK OF THE MONROE COUNTY LEGISLATURE

Mr. Brew nominated David Grant, to serve as Clerk of the Monroe County Legislature. Mrs. DiFlorio and Mr. Colby seconded the nomination.

There being no other nominations, President Carbone requested that a single vote be called for the candidate as presented.

Upon calling the roll, Mr. David Grant was elected to serve as Clerk of the Monroe County Legislature by the following vote:

Grant —Legislators Brew, Felder, Lec, Allkofer, Ancello, Barnhart, Bauroth, Baynes, Colby, DiFlorio, Dondorfer, Flagler-Mitchell, Hasman, Hebert, Keller, Keophetlasy, LaMar, Maffucci, Marianetti, Morelle, Jr., Roman, Smith, Taylor, Wilcox, Wright, Yudelson, Carbone — 27

ELECTION NO. 4 OF 2021

**ELECTION OF THE DEPUTY CLERK OF THE MONROE COUNTY
LEGISLATURE**

Mr. Brew nominated Reilly O'Brien, to serve as Deputy Clerk of the Monroe County Legislature. Mrs. DiFlorio seconded the nomination.

Ms. Roman nominated Theresa Bertolone, to serve as Deputy Clerk of the Monroe County Legislature. Mr. Wilcox seconded the nomination.

There being no other nominations, President Carbone requested that a single vote be called for the candidate as presented.

Upon calling the roll, Mr. Reilly O'Brien was elected to serve as Deputy Clerk of the Monroe County Legislature by the following vote:

O'Brien — Legislators Brew, Allkofer, Ancello, Colby, DiFlorio, Dondorfer, Felder, Flagler-Mitchell, Hebert, Keller, Keophetlasy, Lee, Marianetti, Smith, Taylor Wright, Carbone — 17

Bertolone — Legislators Barnhart, Bauroth, Baynes, Hasman, LaMar, Maffucci, Morelle, Jr., Roman, Wilcox, Yudelson — 10

ELECTION NO. 5 OF 2021

**ELECTION OF THE SECOND ASSISTANT DEPUTY CLERK OF THE
MONROE COUNTY LEGISLATURE**

Mr. Brew nominated Ian Watkins, to serve as 2nd Assistant Deputy Clerk of the Monroe County Legislature. Mrs. DiFlorio seconded the nomination.

Mr. Morelle, Jr. nominated Saul Maneiro, to serve as 2nd Assistant Deputy Clerk of the Monroe County Legislature. Mr. Wilcox seconded the nomination.

There being no other nominations, President Carbone requested that a single vote be called for the candidate as presented.

Upon calling the roll, Mr. Ian Watkins was elected to serve as 2nd Assistant Deputy Clerk of the Monroe County Legislature by the following vote:

Watkins — Legislators Brew, Allkofer, Ancello, Colby, DiFlorio, Dondorfer, Felder, Flagler-Mitchell, Hebert, Keller, Keophetlasy, LaMar, Lee, Marianetti, Smith, Taylor Wright, Carbone -
— 18

Maneiro — Legislators Barnhart, Bauroth, Baynes, Hasman, Maffucci, Morelle, Jr., Roman, Wilcox, Yudelson — 9